

United States Court of Appeals
For the Eighth Circuit

No. 25-2946

United States of America

Plaintiff - Appellee

v.

Jeffrey Alan Guentert, also known as Jeffrey Allen Guentert

Defendant - Appellant

Appeal from United States District Court
for the Southern District of Iowa - Eastern

Submitted: June 4, 2026

Filed: June 11, 2026

[Unpublished]

Before BENTON, GRASZ, and STRAS, Circuit Judges.

PER CURIAM.

Jeffrey Guentert appeals the sentence imposed by the district court¹ after he pled guilty to receipt of child pornography pursuant to a plea agreement. In his plea agreement, Guentert waived the right to appeal except for, as relevant here, “any

¹The Honorable Stephanie M. Rose, Chief Judge, United States District Court for the Southern District of Iowa.

sentence imposed by the district court.” His counsel has moved for leave to withdraw, and has filed a brief under *Anders v. California*, 386 U.S. 738 (1967), challenging the sentence as substantively unreasonable. Having jurisdiction under 28 U.S.C. § 1291, this court affirms.

This court may consider Guentert’s challenge of his sentence, which falls outside the scope of the appeal waiver contained in his plea agreement. *See United States v. Scott*, 627 F.3d 702, 704 (8th Cir. 2010) (reviewing the validity of an appeal waiver de novo). Upon careful review, this court concludes that the district court did not impose a substantively unreasonable sentence. The district court properly considered the 18 U.S.C. § 3553(a) factors, and there is no indication that it overlooked a relevant factor or committed a clear error of judgment in weighing relevant factors. *See United States v. Feemster*, 572 F.3d 455, 461–62 (8th Cir. 2009) (en banc) (abuse of discretion review); *see also United States v. Callaway*, 762 F.3d 754, 760–61(8th Cir. 2014) (presuming sentence reasonable if within United States Sentencing Guidelines Manual range).

Having independently reviewed the record pursuant to *Penson v. Ohio*, 488 U.S. 75 (1988), this court finds no non-frivolous issues for appeal outside the scope of the appeal waiver.

The judgment is affirmed, and counsel’s motion to withdraw is granted.
