

United States Court of Appeals
For the Eighth Circuit

No. 26-1177

United States of America

Plaintiff - Appellee

v.

Levi Farren Miller

Defendant - Appellant

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

Submitted: August 5, 2026

Filed: August 12, 2026

[Unpublished]

Before ERICKSON, GRASZ, and STRAS, Circuit Judges.

PER CURIAM.

Levi Miller appeals after the district court¹ revoked his supervised release and sentenced him to 9 months in prison and 1 year of supervised release. On appeal, he

¹The Honorable Leonard T. Strand, United States District Judge for the Northern District of Iowa.

challenges the district court's finding that he violated the conditions of his supervised release and the substantive reasonableness of the revocation sentence.

Having carefully reviewed the record, we conclude that the district court did not clearly err in finding a preponderance of the evidence showed Miller violated his conditions of supervised release. See 18 U.S.C. § 3583(e)(3) (court may revoke supervised release if it finds by preponderance of evidence that defendant violated condition of supervised release); United States v. Miller, 557 F.3d 910, 914 (8th Cir. 2009) (reviewing revocation decision for abuse of discretion and finding as to whether violation occurred for clear error). We also conclude that the district court did not abuse its discretion in sentencing Miller. See Miller, 557 F.3d at 917 (reviewing substantive reasonableness of revocation sentence for abuse of discretion); United States v. Larison, 432 F.3d 921, 923 (8th Cir. 2006) (revocation sentence may be unreasonable if district court fails to consider a relevant factor, gives significant weight to improper or irrelevant factor, or commits clear error of judgment); United States v. Perkins, 526 F.3d 1107, 1110 (8th Cir. 2008) (within-Guidelines-range revocation sentence is accorded presumption of reasonableness on appeal).

Accordingly, we affirm.
