

United States Court of Appeals
For the Eighth Circuit

No. 26-1297

United States of America

Plaintiff - Appellee

v.

Malik Jordan Pratt

Defendant - Appellant

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

Submitted: September 18, 2026

Filed: September 23, 2026

[Unpublished]

Before L.R. SMITH, GRUENDER, and SHEPHERD, Circuit Judges.

PER CURIAM.

Malik Pratt appeals after he pled guilty to possessing a firearm as a felon pursuant to a plea agreement with an appeal waiver. His counsel has moved for leave

to withdraw and filed a brief under Anders v. California, 386 U.S. 738 (1967), challenging the sentence imposed by the district court¹ as substantively unreasonable.

Upon careful review, we conclude that the appeal waiver is enforceable and applicable to the issues raised in this appeal. See United States v. Scott, 627 F.3d 702, 704 (8th Cir. 2010) (standard of review); United States v. Andis, 333 F.3d 886, 889-92 (8th Cir. 2003) (en banc) (appeal waiver will be enforced if appeal falls within its scope, defendant knowingly and voluntarily entered into plea agreement and waiver, and enforcement would not result in miscarriage of justice); see also Hunter v. United States, 146 S. Ct. 1702, 1713-14 (2026) (miscarriage-of-justice exception is “high bar” reserved for “extreme cases”). We have also independently reviewed the record under Penson v. Ohio, 488 U.S. 75 (1988), and have found no non-frivolous issues for appeal falling outside the scope of the appeal waiver.

Accordingly, we grant counsel’s motion to withdraw and dismiss the appeal.

¹The Honorable Stephen H. Locher, United States District Judge for the Southern District of Iowa.