

United States Court of Appeals
For the Eighth Circuit

No. 25-3512

United States of America

Plaintiff - Appellee

v.

Mark Stroud

Defendant - Appellant

Appeal from United States District Court
for the Western District of Missouri - Springfield

Submitted: September 29, 2026

Filed: October 2, 2026

[Unpublished]

Before LOKEN, KELLY, and JUSTIN D. SMITH, Circuit Judges.

PER CURIAM.

Mark Stroud appeals the sentence the district court¹ imposed after he pleaded guilty to a child pornography offense. His counsel has moved for leave to withdraw,

¹The Honorable M. Douglas Harpool, United States District Judge for the Western District of Missouri.

and has filed a brief under Anders v. California, 386 U.S. 738 (1967). Stroud has filed a supplemental pro se brief, challenging the constitutionality of federal statutes criminalizing child pornography-related activities.

Upon careful review, we conclude Stroud's constitutional challenge is unavailing on plain error review, see United States v. Nunez-Hernandez, 43 F.4th 857, 860-61 (8th Cir. 2022) (standard of review); and the district court did not err, procedurally or substantively, in imposing a sentence below the Guidelines range, see United States v. Feemster, 572 F.3d 455, 461 (8th Cir. 2009) (en banc) (standard of review); see also United States v. McCauley, 715 F.3d 1119, 1127 (8th Cir. 2013).

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. Accordingly, we grant counsel's motion to withdraw and affirm.
