

United States Court of Appeals
For the Eighth Circuit

No. 26-1233

United States of America

Plaintiff - Appellee

v.

Dominique N. Ball

Defendant - Appellant

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

Submitted: September 28, 2026

Filed: October 1, 2026

[Unpublished]

Before GRASZ, KOBES, and TRAYNOR, Circuit Judges.

PER CURIAM.

Dominique Ball appeals the sentence imposed by the district court¹ after he pled guilty to a firearm offense, pursuant to a written plea agreement containing an

¹The Honorable Brian C. Wimes, Chief Judge, United States District Court for the Western District of Missouri.

appeal waiver. His counsel has moved for leave to withdraw and has filed a brief under *Anders v. California*, 386 U.S. 738 (1967), challenging the calculation of his Guidelines range and the substantive reasonableness of the sentence.

Upon careful review, we conclude the appeal waiver is valid, enforceable, and applicable to the issues raised in the 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 waiver's scope, defendant knowingly and voluntarily entered into plea agreement and waiver, and enforcing waiver would not result in miscarriage of justice). We have also independently reviewed the record under *Penson v. Ohio*, 488 U.S. 75 (1988), and have found no non-frivolous issues outside the scope of the appeal waiver. Accordingly, we grant counsel's motion to withdraw and dismiss the appeal.
