

United States Court of Appeals
For the Eighth Circuit

No. 16-3774

United States of America

Plaintiff - Appellee

v.

Hector Vega-Martinez

Defendant - Appellant

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

Submitted: April 21, 2017

Filed: April 26, 2017

[Unpublished]

Before RILEY, MURPHY, and SHEPHERD, Circuit Judges.

PER CURIAM.

Hector Vega-Martinez directly appeals after he pleaded guilty to identity-theft charges, and the district court¹ sentenced him to a within-Guidelines-range prison

¹The Honorable Linda R. Reade, United States District Judge for the Northern District of Iowa.

term and supervised release with special conditions. On appeal, Vega-Martinez's counsel has moved for leave to withdraw, and has filed a brief under Anders v. California, 386 U.S. 738 (1967), arguing that the district court plainly erred in imposing an alcohol ban as a special condition of supervised release.

Upon careful review, we conclude that the imposition of the unobjected-to alcohol ban was not plain error. See United States v. Wisecarver, 644 F.3d 764, 775 (8th Cir. 2011) (standard of review). Furthermore, we have 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 we affirm.
