

United States Court of Appeals  
For the Eighth Circuit

---

No. 20-1188

---

United States of America

*Plaintiff - Appellee*

v.

Cory Jeremiah Phillips

*Defendant - Appellant*

---

Appeal from United States District Court  
for the Western District of Arkansas - Ft. Smith

---

Submitted: July 31, 2020

Filed: August 7, 2020

[Unpublished]

---

Before COLLOTON, GRUENDER, and GRASZ, Circuit Judges.

---

PER CURIAM.

Cory Phillips appeals the sentence the district court<sup>1</sup> imposed after he pleaded guilty to a drug conspiracy offense. His counsel had moved to withdraw and has filed a brief under *Anders v. California*, 386 U.S. 738 (1967).

Counsel argues the district court erred in attributing methamphetamine seized from one of Phillips's co-conspirators to Phillips for purposes of determining his base offense level. After careful review, we conclude that the district court's drug-quantity determination was not clearly erroneous. See *United States v. Titlbach*, 300 F.3d 919, 923 (8th Cir. 2002) (reviewing district court's drug-quantity calculations for clear error; stating this court will disturb district court's drug-quantity calculation only if entire record definitely and firmly convinces court that mistake has been made); *United States v. Zimmer*, 299 F.3d 710, 720 (8th Cir. 2002) (discussing when, in drug conspiracy cases, the district court may attribute to the defendant drug quantities from transactions in which the defendant was not directly involved).

Having independently reviewed the record under *Penon v. Ohio*, 488 U.S. 75 (1988), we find no nonfrivolous issues for appeal. Accordingly, we grant counsel's motion and affirm.

---

<sup>1</sup>The Honorable P.K. Holmes, III, United States District Judge for the Western District of Arkansas.