

United States Court of Appeals  
For the Eighth Circuit

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No. 20-1835

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United States of America,

*Plaintiff - Appellee,*

v.

Maurice Leavell Bivens,

*Defendant - Appellant.*

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

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Submitted: November 12, 2020

Filed: December 3, 2020

[Unpublished]

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Before COLLOTON, SHEPHERD, and KOBES, Circuit Judges.

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PER CURIAM.

Maurice Bivens appeals after the district court<sup>1</sup> revoked his supervised release and sentenced him above the advisory sentencing guideline range. His counsel has

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

filed a brief challenging the substantive reasonableness of the sentence and seeking to withdraw.

We conclude that the district court imposed a substantively reasonable revocation sentence, as there is no indication that the court overlooked a relevant factor, gave significant weight to an improper or irrelevant factor, or committed a clear error of judgment in weighing the relevant factors. *See United States v. McGhee*, 869 F.3d 703, 705 (8th Cir. 2017) (per curiam) (substantive reasonableness of revocation sentence is reviewed under same abuse-of-discretion standard applied to initial sentencing decisions); *United States v. Feemster*, 572 F.3d 455, 461-62 (8th Cir. 2009) (en banc) (discussing substantive reasonableness). Accordingly, we affirm the judgment, and we grant counsel's motion to withdraw.

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