

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 07-1146

United States of America,

Appellee,

v.

Rigoberto Salas-Castro,

Appellant.

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

[UNPUBLISHED]

Submitted: November 13, 2007
Filed: November 15, 2007

Before BYE, RILEY, and MELLOY, Circuit Judges.

PER CURIAM.

Rigoberto Salas-Castro appeals the sentence imposed by the district court¹ after he pleaded guilty to an immigration charge, in violation of 8 U.S.C. § 1326(a) and (b)(2), 6 U.S.C. § 202(3) and (4), and 6 U.S.C. § 557. Salas-Castro's counsel has filed a brief under Anders v. California, 386 U.S. 738 (1967), and moves to withdraw. For reversal, he argues that Salas-Castro's sentence, which was imposed at the bottom of the uncontested Guidelines range, is unreasonable.

¹The Honorable Jimm Larry Hendren, Chief Judge, United States District Court for the Western District of Arkansas.

We review Salas-Castro's sentence for reasonableness, and given that it falls within the advisory Guidelines range, it is presumptively reasonable. See Rita v. United States, 127 S. Ct. 2456, 2462 (2007) (discussing presumption). We see no basis in the record for concluding that Salas-Castro's sentence is unreasonable, see United States v. Haack, 403 F.3d 997, 1003-04 (8th Cir. 2005) (factors); and further, after reviewing the record independently under Penon v. Ohio, 488 U.S. 75 (1988), we have found no nonfrivolous issues for appeal. Accordingly, we affirm, and we grant counsel leave to withdraw.
