

United States Court of Appeals
For the Eighth Circuit

No. 15-2536

United States of America

Plaintiff - Appellee

v.

Marcos Tulio Lopez, also known as Marcos Tulio Lopez-Ramirez, also known as Marcus T. Lopez, also known as Mario T. Lopez, also known as Marvin Ramirez, also known as Mario Roberto Alvarado, also known as Ricar Machorro-Salas

Defendant - Appellant

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

Submitted: January 7, 2016
Filed: January 12, 2016
[Unpublished]

Before WOLLMAN, ARNOLD, and SMITH, Circuit Judges.

PER CURIAM.

Marcos Lopez directly appeals after he pleaded guilty to a federal immigration charge, and the district court¹ sentenced him within the unobjected-to Guidelines range to 50 months in prison and three years of supervised release. His counsel has moved to withdraw, and in a brief filed under Anders v. California, 386 U.S. 738 (1967), he challenges the substantive reasonableness of Lopez's sentence.

Upon careful review, we conclude that the court did not abuse its discretion in refusing to vary below the Guidelines range, and that the resulting sentence is not substantively unreasonable. See United States v. Feemster, 572 F.3d 455, 461 (8th Cir. 2009) (en banc) (standard of review); United States v. Jordan, 573 F.3d 586, 590 (8th Cir. 2009). Further, having independently reviewed the record pursuant to Penson v. Ohio, 488 U.S. 75 (1988), we find no nonfrivolous issues.

Accordingly, we affirm. Counsel's motion to withdraw is granted.

¹The Honorable Gary A. Fenner, United States District Judge for the Western District of Missouri.