

United States Court of Appeals  
For the Eighth Circuit

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No. 20-1524

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United States of America

*Plaintiff - Appellee*

v.

Angel N. Chavez-Soto

*Defendant - Appellant*

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

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Submitted: November 9, 2020

Filed: November 13, 2020

[Unpublished]

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Before BENTON, KELLY, and GRASZ, Circuit Judges.

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PER CURIAM.

Angel Chavez-Soto appeals after he pleaded guilty to a drug offense, pursuant to a plea agreement containing an appeal waiver, and the district court<sup>1</sup> sentenced him

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<sup>1</sup>The Honorable Stephen R. Bough, United States District Judge for the Western District of Missouri.

to a prison term below the advisory Guidelines range. His counsel has moved for leave to withdraw and has filed a brief under Anders v. California, 386 U.S. 738 (1967), challenging the substantive reasonableness of his sentence.

We conclude that the appeal waiver is valid, applicable, and enforceable. See United States v. Scott, 627 F.3d 702, 704 (8th Cir. 2010) (de novo review of validity and applicability of appeal waivers); United States v. Andis, 333 F.3d 886, 889–92 (8th Cir. 2003) (en banc) (appeal waiver should be enforced if appeal falls within scope of waiver, defendant knowingly and voluntarily entered into plea agreement and waiver, and enforcing waiver would not result in miscarriage of justice). Furthermore, we have independently reviewed the record pursuant to Penson v. Ohio, 488 U.S. 75 (1988), and have found no nonfrivolous issues for appeal outside the scope of the appeal waiver.

Accordingly, we grant counsel’s motion for leave to withdraw and dismiss this appeal.

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