

FILED: July 21, 2020

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 19-4874
(1:19-cr-00229-NCT-1)

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

MARKEY ANTONIO GOLDSTON,

Defendant - Appellant.

ORDER

Markey A. Goldston seeks to appeal his 94-month sentence imposed following his guilty plea to possession with intent to distribute cocaine, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(C) (2018); and possession of a firearm in furtherance of a drug trafficking crime, in violation of 18 U.S.C. § 924(c)(1)(A)(i) (2018). The Government has moved to dismiss the appeal as barred by Goldston's waiver of the right to appeal included in the plea agreement. Upon review of the plea agreement and the transcript of the Fed. R. Crim. P. 11 hearing, we conclude that Goldston knowingly and voluntarily waived his right to appeal and that the issue Goldston seeks to raise on appeal falls squarely within

the scope of his waiver of appellate rights. Accordingly, we grant the Government's motion to dismiss.

Entered at the direction of the panel: Judge Agee, Judge Diaz, and Judge Harris.

For the Court

/s/ Patricia S. Connor, Clerk