

APPENDIX A

Eighth Circuit Court of Appeals

PRO SE Notice of Docket Activity

The following was filed on 06/21/2022

Case Name: United States v. Lucas McNulty-Snodgrass

Case Number: 22-1067

Docket Text:

BRIEF FILED - SUPPLEMENTAL/LETTER BRIEF filed by Appellant Mr. Lucas Michael McNulty-Snodgrass w/service by USCA8 on 06/21/2022 , Length: 20 pages, 5 copies. [5169957] [22-1067]

The following document(s) are associated with this transaction:

Document Description: Appellant's Supplemental Brief

Notice will be mailed to:

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FILED

JUN 21 2022

MICHAEL E. GANS
CLERK OF COURT

June 13, 2022

Honorable Clerk of Court
Eighth Circuit of Appeals
St. Louis, MO. 63102

RE: Appeal No. 22-1067

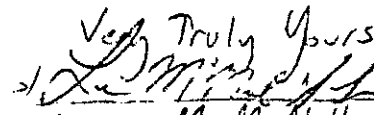
Dear Honorable Clerk,

Thank you for given me the opportunity to file this Anders brief. Today we went on lockdown a 3:30 PM and did not come off lock down. It was about 8:30 PM when the Unit Officer delivered your letter to me via general correspondence.

I immediately completed this letter in preparation of sending my brief, knowing that I would have to make a copy of it.

Now this morning we were on locked down until 1:30 PM so I rewrote this letter to advise I was not able to make a copy of my brief but sending it anyways. I'll work to have a copy pulled from PACER.

Meanwhile be advised of the mailbox rule and the three (3) allotted for me to receive you letters. I pray that all is well with you and will always remain,

Very Truly Yours

Lucas M. McNulty-Snodgrass
Appellant Pro se

RECEIVED

JUN 21 2022

U.S. COURT OF APPEALS
EIGHTH CIRCUIT

United States Court of Appeals
For the Eighth Circuit

No. 22-1067

United States of America

Plaintiff - Appellee

v.

Lucas Michael McNulty-Snodgrass

Defendant - Appellant

Appeal from United States District Court
for the Southern District of Iowa - Eastern

Submitted: July 1, 2022

Filed: July 18, 2022

[Unpublished]

Before GRUENDER, BENTON, and STRAS, Circuit Judges.

PER CURIAM:

Lucas McNulty-Snodgrass received a 210-month prison sentence after he pleaded guilty to conspiring to distribute methamphetamine, 21 U.S.C. §§ 841(a)(1), 846, and being a felon in possession of firearms and ammunition, 18 U.S.C. § 922(g). An *Anders* brief suggests that the sentence is substantively unreasonable. See *Anders v. California*, 386 U.S. 738 (1967). A pro se brief claims that Congress

did not have the power to enact the two statutes that Snodgrass violated. *See* U.S. Const. art. I, § 8, cl. 3; *United States v. Morrison*, 529 U.S. 598, 616–17 (2000).

Snodgrass's constitutional argument is foreclosed by precedent. *See Gonzales v. Raich*, 545 U.S. 1, 9 (2005); *United States v. Nash*, 627 F.3d 693, 696–97 (8th Cir. 2010). And the substantive-reasonableness challenge is belied by the record, which establishes that the district court¹ sufficiently considered the statutory sentencing factors, 18 U.S.C. § 3553(a), and did not rely on an improper factor or commit a clear error of judgment. *See United States v. Feemster*, 572 F.3d 455, 461–62 (8th Cir. 2009) (en banc).

Finally, we have independently reviewed the record and conclude that no other non-frivolous issues exist. *See Penson v. Ohio*, 488 U.S. 75, 82–83 (1988). We accordingly affirm the judgment of the district court and grant counsel permission to withdraw.

¹The Honorable John A. Jarvey, then Chief Judge, United States District Court for the Southern District of Iowa, now retired.

UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

No: 22-1067

United States of America

Plaintiff - Appellee

v.

Lucas Michael McNulty-Snodgrass

Defendant - Appellant

Appeal from U.S. District Court for the Southern District of Iowa - Eastern
(3:21-cr-00047-JAJ-1)

JUDGMENT

Before GRUENDER, BENTON, and STRAS, Circuit Judges.

This appeal from the United States District Court was submitted on the record of the district court and briefs of the parties.

After consideration, it is hereby ordered and adjudged that the judgment of the district court in this cause is affirmed in accordance with the opinion of this Court.

July 18, 2022

Order Entered in Accordance with Opinion:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

APPENDIX D