

No. _____

In The
Supreme Court of the United States

BRIAN KEITH PERSON, JR.,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

On Petition for Writ of Certiorari to the
United States Court of Appeals
for the Fourth Circuit

**APPENDIX TO
PETITION FOR WRIT OF CERTIORARI**

Seth A. Neyhart
Counsel of Record
LAW OFFICE OF SETH A. NEYHART
5226 Revere Road
Durham, NC 27713
(202) 870-0026
setusn@hotmail.com

Counsel for Petitioner

TABLE OF CONTENTS
Appendix

Page:

Order	
U.S. Court of Appeals for the Fourth Circuit	
entered June 8, 2023.....	Appendix A
 Judgment	
U.S. Court of Appeals for the Fourth Circuit	
entered June 8, 2023.....	Appendix B

FILED: June 08, 2023

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 21-4450
(4:19-cr-00010-FL-1)

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

BRIAN KEITH PERSON, JR.,

Defendant - Appellant.

O R D E R

Brian Keith Person, Jr., seeks to appeal his conviction and sentence. The Government has moved to dismiss the appeal as barred by Person's waiver of the right to appeal included in the plea agreement. Upon review of the record, we conclude that Person knowingly and voluntarily pleaded guilty and waived his right to appeal. We further conclude that the sentencing issue Person 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.

APPENDIX A

Entered at the direction of the panel: Chief Judge Gregory, Judge Niemeyer, and Judge Rushing.

For the Court

/s/ Patricia S. Connor, Clerk

FILED: June 8, 2023

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 21-4450
(4:19-cr-00010-FL-1)

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

BRIAN KEITH PERSON, JR.

Defendant - Appellant

J U D G M E N T

In accordance with the decision of this court, this appeal is dismissed.

This judgment shall take effect upon issuance of this court's mandate in
accordance with Fed. R. App. P. 41.

/s/ PATRICIA S. CONNOR, CLERK

APPENDIX B