

United States Court of Appeals
For the Eighth Circuit

No. 22-2684

United States of America

Plaintiff - Appellee

v.

Richard Steele

Defendant - Appellant

Appeal from United States District Court
for the District of North Dakota - Western

Submitted: May 12, 2023

Filed: June 29, 2023

[Unpublished]

Before SMITH, Chief Judge, COLLOTON and BENTON, Circuit Judges.

PER CURIAM.

Richard Steele appeals after he pleaded guilty to assaulting and resisting a federal officer, in violation of 18 U.S.C. § 111(a)(1), (b). The district court¹ sentenced

¹The Honorable Daniel L. Hovland, United States District Judge for the District of North Dakota.

him to 20 months' imprisonment. On appeal, Steele argues that his right to a speedy trial was violated.

“Upon careful review, we conclude that [Steele] waived any speedy trial claim by pleading guilty.” *United States v. Lacey*, No. 21-3737, 2022 WL 1594528, at *1 (8th Cir. May 20, 2022) (unpublished per curiam) (citing *United States v. Cox*, 985 F.2d 427, 433 (8th Cir. 1993) (claim that indictment should have been dismissed for violation of the Speedy Trial Act was waived by guilty plea); *Speed v. United States*, 518 F.2d 75, 77 (8th Cir. 1975) (“[I]t is well settled that a plea of guilty waives any claim to denial of a speedy trial”)).²

Accordingly, we affirm.

²Steele has not argued that he did not knowingly and voluntarily enter his guilty plea, nor does the record support such an argument. See *United States v. Gilkes*, 529 F. App'x 804, 805 (8th Cir. 2013) (unpublished per curiam) (“Because Gilkes’s plea was voluntary, his speedy-trial claim is waived.”); *United States v. Seay*, 620 F.3d 919, 922 (8th Cir. 2010) (recognizing “that a voluntary plea of guilty constitutes a waiver of all non-jurisdictional defects, and the right to a speedy trial is non-jurisdictional in nature” (cleaned up)); *Cox v. Lockhart*, 970 F.2d 448, 453 (8th Cir. 1992) (stating that a knowingly and voluntarily entered guilty plea waives a defendant's right to a speedy trial).