

**United States Court of Appeals
FOR THE EIGHTH CIRCUIT**

No. 99-2607

Cathy Jackson, Special Administrator of *
the Estate of Anthony James Messmer, *
Deceased, *

Appellant,

v.

United States of America,

Appellee.

* Appeal from the United States
* District Court for the Western
* District of Arkansas.

* [UNPUBLISHED]

Submitted: March 13, 2000

Filed: March 23, 2000

Before MORRIS SHEPPARD ARNOLD and FAGG, Circuit Judges, and BENNETT,*
District Judge.

PER CURIAM.

This appeal has been submitted on the briefs. Having considered the record and the parties' submissions, we agree with the district court's analysis and conclude that no error of law appears in the district court's order. Because Jackson failed to raise certain issues in time for the district court to rule on them in its order dismissing the

*The Honorable Mark W. Bennett, Chief Judge, United States District Court for the Northern District of Iowa, sitting by designation.

complaint, we decline to consider issues raised for the first time in her motion for reconsideration in the district court and in her brief before this court. We thus affirm for the reasons stated in the district court's order without further discussion. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.