

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

No. 01-2655

Johnny R. Higgins,	*	
	*	
Appellant,	*	Appeal from the United States
	*	District Court for the Eastern
v.	*	District of Missouri.
	*	
City of Wellston,	*	[UNPUBLISHED]
	*	
Appellee.	*	

Submitted: September 7, 2001

Filed: September 21, 2001

Before HANSEN, FAGG, and BEAM, Circuit Judges.

PER CURIAM.

Johnny R. Higgins appeals the district court's* nonprejudicial pre-service dismissal of Higgins's civil lawsuit under the Americans with Disabilities Act, 42 U.S.C. §§ 12101-12213, and 42 U.S.C. § 1983. We grant Higgins in forma pauperis status on appeal, and on de novo review we affirm for the reasons stated in the district court's opinion. See 8th Cir. R. 47B.

*The Honorable Donald J. Stohr, United States District Judge for the Eastern District of Missouri.

A true copy.

Attest:

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