

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 03-2705

State of North Dakota,

Appellee,

v.

Michael H. Nowik,

Appellant.

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Appeal from the United States
District Court for the District
of North Dakota.

[UNPUBLISHED]

Submitted: November 21, 2003

Filed: November 25, 2003

Before WOLLMAN, FAGG, and MORRIS SHEPPARD ARNOLD, Circuit Judges.

PER CURIAM.

Michael H. Nowik appeals the district court's* order denying Nowik's motions for reconsideration under Federal Rule of Civil Procedure 60(b) and for default judgment, both filed after the district court dismissed his purported removal of a state court criminal action. We conclude the district court did not abuse its discretion in denying either the Rule 60(b) motion, see Swope v. Siegel-Robert, Inc., 243 F.3d 486, 498 (8th Cir.) (Rule 60(b) motion must demonstrate exceptional circumstances for

*The Honorable Daniel Hovland, Chief Judge, United States District Court for the District of North Dakota.

relief; reviewed for abuse of discretion), cert. denied, 534 U.S. 887 (2001), or the motion for default judgment. Accordingly, we affirm.
