

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 05-2175

Pilot Travel Centers, LLC,	*
	*
Appellee,	*
	* Appeal from the United States
v.	* District Court for the
	* Eastern District of Arkansas.
Highland Development Corporation,	*
	* [UNPUBLISHED]
Appellant.	*

Submitted: May 26, 2006
Filed: June 2, 2006

Before MURPHY, BEAM, and COLLOTON, Circuit Judges.

PER CURIAM.

Highland Development Corp. appeals from the district court's¹ adverse grant of summary judgment requiring specific performance of a purchase option under a lease agreement between Highland Development Corp. and Pilot Travel Centers LLC.

Reviewing de novo both the district court's construction of the lease and the court's interpretation of applicable Arkansas law, see Sligo, Inc. v. Nevois, 84 F.3d 1014, 1019 (8th Cir. 1996) (standards of review), we agree with the district court's

¹The Honorable Susan Webber Wright, United States District Judge for the Eastern District of Arkansas.

conclusion that Pilot Travel Centers LLC gave timely and effective notice of its intent to exercise the purchase option under the lease agreement. Accordingly, the judgment of the district court is affirmed. See 8th Cir. R. 47B.
