

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 06-2492

United States of America,

Appellee,

v.

Rory Allen Gregory,

Appellant.

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

[UNPUBLISHED]

Submitted: June 14, 2007

Filed: June 19, 2007

Before WOLLMAN, MURPHY, and BYE, Circuit Judges.

PER CURIAM.

Federal inmate Rory Gregory appeals the district court's¹ denial of his petition for a writ of audita querela. Following careful review, we find that the petition was properly dismissed based on Brown v. United States, 311 F.3d 875, 878 (8th Cir. 2002). Accordingly, we affirm. See 8th Cir. R. 47B.

¹The Honorable Jimm Larry Hendren, Chief Judge, United States District Court for the Western District of Arkansas, adopting the report and recommendations of the Honorable Beverly Stites Jones, United States Magistrate Judge for the Western District of Arkansas.