

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

No. 08-3008

Darron Dean,

Appellant,

v.

John Ault, Warden; Scott Stevens,
Counselor; Marty Rung, Unit Manager;
Iowa Department of Corrections; Dave
DeGrange, Grievance Officer; Roger
Larson, Treatment Director; Sheryl
Lockwood, Assistant Deputy
Director - Eastern Region,

Appellees.

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Appeal from the United States
District Court for the
Southern District of Iowa.

[UNPUBLISHED]

Submitted: August 28, 2009

Filed: August 31, 2009

Before BYE, BOWMAN, and BENTON, Circuit Judges.

PER CURIAM.

Iowa inmate Darron Dean appeals the district court's¹ dismissal without prejudice of his 42 U.S.C. § 1983 action for failure to exhaust administrative

¹The Honorable James E. Gritzner, United States District Judge for the Southern District of Iowa.

remedies. We reviewed the district court's fact findings for clear error and its conclusions of law de novo, and conclude that dismissal was proper for the reasons stated by the district court. *See* 42 U.S.C. § 1997e(a) (no action shall be brought with respect to prison conditions until such administrative remedies as are available are exhausted); *Johnson v. Jones*, 340 F.3d 624, 626 (8th Cir. 2003) (standard of review). Accordingly, we affirm. *See* 8th Cir. R. 47B.
