

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 08-3571

Glenn Ronald Waite, MD,	*
	*
Appellant,	*
	* Appeal from the United States
v.	* District Court for the
	* District of Nebraska.
Douglas D. DeLair; Delair & Delair,	*
	* [UNPUBLISHED]
Appellees.	*

Submitted: October 19, 2009
Filed: October 22, 2009

Before WOLLMAN, RILEY, and SMITH, Circuit Judges.

PER CURIAM.

Glenn Waite appeals the district court's¹ denial of his motion for declaratory relief. Upon careful review of the record, *see Frulla v. CRA Holdings Inc.*, 543 F.3d 1247, 1251 (11th Cir. 2008) (standard of review), including Waite's prior unsuccessful appeal, *see Waite v. DeLair*, No. 00-3183, 3 Fed. Appx. 574 (8th Cir. 2001) (unpublished per curiam), we conclude that the instant appeal is governed by the law-of-the-case doctrine, *see Jones v. United States*, 255 F.3d 507, 510 (8th Cir. 2001) (all issues decided by appellate court become law of the case; this rule extends

¹The Honorable Richard G. Kopf, United States District Judge for the District of Nebraska.

not only to actual holdings but also to all issues implicitly settled in prior holdings); United States v. Bartsh, 69 F.3d 864, 866 (8th Cir. 1995) (law-of-the-case doctrine prevents relitigation of settled issue in case and requires courts to adhere to decisions made in earlier proceedings). Accordingly, we affirm.
