

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

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No. 09-1610

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Joe B. Butler, Jr.,

Appellant,

v.

T. C. Outlaw, Warden, FCI —  
Forrest City,

Appellee.

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

[UNPUBLISHED]

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Submitted: December 28, 2009  
Filed: January 5, 2010

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Before WOLLMAN, RILEY, and SMITH, Circuit Judges.

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PER CURIAM.

Federal inmate Joe Butler appeals the district court's<sup>1</sup> denial without prejudice of his petition for a writ of habeas corpus, filed under 28 U.S.C. § 2241. Upon careful review, we conclude the court did not abuse its discretion in denying relief for failure

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<sup>1</sup>The Honorable Susan Webber Wright, United States District Judge for the Eastern District of Arkansas, adopting the report and recommendations of the Honorable Jerry W. Cavaneau, United States Magistrate Judge for the Eastern District of Arkansas.

to exhaust administrative remedies. See Kendrick v. Carlson, 995 F.2d 1440, 1447 (8th Cir. 1993) (standard of review). We affirm. See 8th Cir. R. 47B.

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