

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

No. 09-2432

Russell J. Frauendorfer,

Appellant,

v.

Dwight L. Fondren, Warden,

Appellee.

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Appeal from the United States
District Court for the
District of Minnesota.

[UNPUBLISHED]

Submitted: April 29, 2010

Filed: May 5, 2010

Before MELLOY, BOWMAN, and SMITH, Circuit Judges.

PER CURIAM.

Federal inmate Russell J. Frauendorfer appeals the district court's¹ dismissal of his 28 U.S.C. § 2241 petition. Having reviewed the record de novo, see Mitchell v. U.S. Parole Comm'n, 538 F.3d 948, 951 (8th Cir. 2008) (per curiam); Matheny v. Morrison, 307 F.3d 709, 711-12 (8th Cir. 2002), we find no basis for reversal.

¹The Honorable Ann D. Montgomery, United States District Judge for the District of Minnesota, adopting in part the report and recommendations of the Honorable Arthur J. Boylan, United States Magistrate Judge for the District of Minnesota.

Accordingly, we deny Frauendorfer's request for appointed counsel and we affirm.
See 8th Cir. R. 47B.
