

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

No. 10-2738

Carolyn Betton; Cytoys Durham;	*	
Colette Howard; Jurlean Johnson;	*	
Charlene King,	*	
	*	
Plaintiffs,	*	
	*	
Eric T. Tolen,	*	Appeal from the United States
	*	District Court for the
Appellant,	*	Eastern District of Missouri.
	*	
v.	*	[UNPUBLISHED]
	*	
St. Louis County, Missouri,	*	
	*	
Appellee.	*	

Submitted: December 21, 2010
Filed: December 30, 2010

Before BYE, BOWMAN, and COLLOTON, Circuit Judges.

PER CURIAM.

Eric Tolen appeals the district court's¹ denial of his request for attorney fees in the matter of Betton v. St. Louis County, No. 4:05-cv-01455. We conclude that the district court did not abuse its discretion in denying Tolen's request. See Peter v. Jax, 187 F.3d 829, 833 (8th Cir. 1999) (standard of review). Accordingly, we affirm. See 8th Cir. R. 47B.

¹The Honorable Jean C. Hamilton, United States District Judge for the Eastern District of Missouri.