

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

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No. 10-2874

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James Allen Martin,

Appellant,

v.

Dennis Benson; Steve Youngs;  
Scott Giannini,

Appellees.

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

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[UNPUBLISHED]

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Submitted: February 3, 2011

Filed: February 8, 2011

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Before WOLLMAN, BOWMAN, and SMITH, Circuit Judges.

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PER CURIAM.

James Allen Martin appeals the adverse grant of summary judgment by the District Court<sup>1</sup> in this 42 U.S.C. § 1983 action. Upon careful de novo review, see Davis v. Hall, 375 F.3d 703, 711 (8th Cir. 2004), we conclude that summary judgment was proper for the reasons stated by the District Court. Accordingly, we affirm. See 8th Cir. R. 47B.

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<sup>1</sup>The Honorable David S. Doty, United States District Judge for the District of Minnesota, adopting the report and recommendations of the Honorable Raymond L. Erickson, United States Magistrate Judge for the District of Minnesota.