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No. 96-1011

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Kenneth J. Murchison,

Appellant,

v.

United States of America,

Appellee.

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Appeal from the United States

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District Court for the

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District of North Dakota.

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[UNPUBLISHED]

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Submitted: July 17, 1996

Filed: July 26, 1996

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Before BEAM, HANSEN, and MORRIS SHEPPARD ARNOLD, Circuit Judges.

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PER CURIAM.

Kenneth J. Murchison appeals from the district court's<sup>1</sup> denial of his 28 U.S.C. § 2255 motion. After carefully reviewing the record before us and the parties' briefs, we conclude the District Court's judgment was correct. Accordingly, we affirm. See 8th Cir. R. 47B. We also deny the government's motion to supplement the record on appeal.

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<sup>1</sup>The Honorable Patrick A. Conmy, United States District Judge for the District of North Dakota, adopting the report and recommendation of the Honorable Dwight C. H. Kautzmann, United States Magistrate Judge for the District of North Dakota.

A true copy.

Attest:

CLERK, U. S. COURT OF APPEALS, EIGHTH CIRCUIT.