
No. 95-4120

Anthony Kronus Swift,

Appellant,

v.

Story County Jail; Paul H.
Fitzgerald, Sheriff; Lt. Gary
Foster, Chief Jailer; Sgt. Brent *
Upchurch, 2nd Chief Jailer;
Matthew Cutts, Classification
Officer; Kevin McKinley, Jailer; *
Rodney Bingham, Jailer; Tim
Shoppe, Jailer; Sean Slezak,
Jailer; Craig McKinney, Jailer; *
Scott Kickbush, Jailer,

Appellees.

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* Appeal from the United States
* District Court for the
* Southern District of Iowa.
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* [UNPUBLISHED]
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Submitted: September 4, 1996

Filed: September 19, 1996

Before FAGG, WOLLMAN, and MURPHY, Circuit Judges.

PER CURIAM.

Anthony K. Swift appeals an order of the district court¹ dismissing without prejudice his 42 U.S.C. § 1983 action. Swift's complaint asserted that his constitutional rights were violated by the conditions of his confinement in a "suicidal cell" over the weekend at the Story County Jail. After reviewing the file, we conclude that the district court did not abuse its discretion in

¹The Honorable Ronald E. Longstaff, United States District Judge for the Southern District of Iowa.

dismissing Swift's complaint without prejudice. See Denton v. Hernandez, 504 U.S. 25, 33 (1992) (standard of review); Farmer v. Brennan, 114 S. Ct. 1970, 1977 (1994) (test for Eighth Amendment violations in prison); Williams v. Delo, 49 F.3d 442, 445 (8th Cir. 1995) (applying Farmer to conditions-of-confinement claim).

Accordingly, we affirm.

A true copy.

Attest:

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