

United States Court of Appeals

FOR THE EIGHTH CIRCUIT

No. 96-2397

Ralph Nesbitt, *

Appellant,

v. *

James Tucker, Individually and
In His Official Capacity As A
Forrest City Police Officer;
Forrest City Police Department;
and City of Forrest City,
Arkansas,

Appellees.

*

*

* Appeal from the United States
District Court for the Eastern
* District of Arkansas.

*

[UNPUBLISHED]

*

*

*

*

*

*

*

Submitted: January 17, 1997

Filed: April 14, 1997

Before LOKEN and MORRIS SHEPPARD ARNOLD, Circuit Judges, and GUNN,¹
District Judge.

PER CURIAM.

Arguing that a genuine issue of a material fact does exist, Ralph Nesbitt appeals the district court's² grant of summary judgment against him in his 42 U.S.C. § 1983 action. After careful review of the record and the parties' briefs, we conclude that

¹The Honorable George F. Gunn, Jr., United States District Judge for the Eastern District of Missouri.

²The Honorable James M. Moody, United States District Judge for the Eastern District of Arkansas.

summary judgment was proper. Because a thorough opinion would lack precedential value, we affirm without additional discussion. See 8th Cir. R. 47B.

A true copy.

Attest:

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