

United States Court of Appeals  
FOR THE EIGHTH CIRCUIT

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No. 96-3724

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Flo Tillman; Gerald Tillman,

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Appellants,

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v.

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Daniel T. Robards; Sam Merriman;  
Daniel T. Robards, Inc., a Missouri  
Corporation, doing business as Gaslight  
Realtors,

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Appellees.

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Appeal from the United States  
District Court for the  
Western District of Missouri.

[UNPUBLISHED]

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Submitted: July 22, 1997

Filed: July 25, 1997

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

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PER CURIAM.

Flo Tillman appeals from the district court's<sup>1</sup> order granting summary judgment to defendants on her pendent state law claims, after the court granted summary judgment on her claim under the Age Discrimination in Employment Act (ADEA), 29 U.S.C. §§ 621 *et seq.* Contrary to Tillman's assertion, it was within the district court's

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<sup>1</sup>The Honorable Dean Whipple, United States District Judge for the Western District of Missouri.

discretion to retain supplemental jurisdiction over Tillman's state law claims after dismissing her ADEA claim. See 28 U.S.C. §§ 1367(a), (c)(3); Murray v. Wal-Mart, Inc., 874 F.2d 555, 558 (8th Cir. 1989). After carefully reviewing the record, and Tillman's arguments on appeal, we conclude the district court's decision on Tillman's emotional distress claim was correct, and that an extended discussion is not warranted. Accordingly, we affirm. See 8th Cir. R. 47B.

A true copy.

Attest:

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