

United States Court of Appeals  
FOR THE EIGHTH CIRCUIT

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No. 97-1877

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Jeffrey A. Trueman,

Appellant,

v.

United States Department of Navy,

Appellee.

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

[UNPUBLISHED]

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Submitted: November 18, 1997

Filed: November 26, 1997

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Before BOWMAN, LAY, and MURPHY, Circuit Judges.

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PER CURIAM.

Jeffrey Trueman sued the Navy for violating his rights under the Privacy Act, 5 U.S.C. § 552a (1994 & Supp. II 1996), by denying him access to records concerning his Navy career. The District Court<sup>1</sup> granted the Navy's motion to dismiss the case under Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6). Having reviewed the record, we conclude that the dismissal of the suit was correct for two reasons: (1) the District Court lacked jurisdiction because Trueman failed to exhaust his administrative

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<sup>1</sup>The Honorable James M. Rosenbaum, United States District Judge for the District of Minnesota.

remedies prior to filing suit; and (2) Trueman did not file his claim within the period prescribed by the Privacy Act's statute of limitations, 5 U.S.C. § 522a(g)(5). Because an extensive opinion would have no precedential value, we affirm the judgment of the District Court in accordance with 8th Cir. R. 47B.

A true copy.

Attest:

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