

United States Court of Appeals  
FOR THE EIGHTH CIRCUIT

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No. 97-2894

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United States of America,

Appellee,

v.

Royce Gay,

Appellant.

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Appeal from the United States  
District Court for the  
District of South Dakota.

[UNPUBLISHED]

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Submitted: November 18, 1997

Filed: March 18, 1998

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Before BEAM, HEANEY, and JOHN R. GIBSON, Circuit Judges.

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PER CURIAM.

Royce Gay appeals from the district court's<sup>1</sup> denial of his motion to suppress evidence discovered in a search of his residence and admitted against him at trial on a charge of marijuana possession with intent to distribute. Having carefully reviewed the record and the parties' briefs, we conclude that the district court did not err. Accordingly, we affirm. See 8th Cir. R. 47B.

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<sup>1</sup>The Honorable Richard H. Battey, Chief United States District Judge for the District of South Dakota.

A true copy.

ATTEST:

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