

United States Court of Appeals  
FOR THE EIGHTH CIRCUIT

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No. 97-3415

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Kerry Thomas Bennett,

Appellant,

v.

Warner Jenkinson Company, Inc.,

Appellee.

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

**[UNPUBLISHED]**

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Submitted: May 18, 1998

Filed: May 26, 1998

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Before McMILLIAN, LOKEN, and MURPHY, Circuit Judges.

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PER CURIAM.

After Kerry Thomas Bennett filed a Title VII sex discrimination suit against his former employer, the district court<sup>1</sup> dismissed the suit without prejudice based on Bennett's failure to file a timely charge of discrimination with the Equal Employment Opportunity Commission (EEOC). See 42 U.S.C. § 2000e-5(e)(1). The court also denied Bennett's motion for reconsideration, and he appeals. Upon careful review of the record, we agree with the district court that Bennett failed to show he filed a timely

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<sup>1</sup>The HONORABLE E. RICHARD WEBBER, United States District Judge for the Eastern District of Missouri.

charge of discrimination with the EEOC. Accordingly, we affirm the dismissal of the suit and denial of Bennett's motion for reconsideration.

A true copy.

Attest:

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