

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

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No. 98-2498

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Sheldon Royce Lapour,

Appellant,

v.

Roger McKellips; Dan Limoges,

Appellees.

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

[UNPUBLISHED]

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Submitted: January 5, 1999

Filed: January 20, 1999

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Before McMILLIAN, RICHARD S. ARNOLD, and MORRIS SHEPPARD  
ARNOLD, Circuit Judges.

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PER CURIAM.

Sheldon Royce Lapour appeals the district court's<sup>1</sup> adverse grant of summary judgment and the denial of his motion to amend his complaint in his diversity action. Based upon our de novo review of the record and consideration of the parties' briefs, we conclude summary judgment for defendants was proper. See First Bank v. Hogge, No. 97-3345, 1998 WL 770632, at \*3 (8th Cir. Nov. 6, 1998) (standard of review).

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<sup>1</sup>The Honorable John B. Jones, United States District Judge for the District of South Dakota.

We also conclude the district court did not abuse its discretion in denying Mr. Lapour's motion to amend his complaint. See Williams v. Little Rock Mun. Water Works, 21 F.3d 218, 224 (8th Cir. 1994) (standard of review). Accordingly, we affirm the judgment of the district court.

A true copy.

Attest:

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