

Before RICHARD S. ARNOLD, WOLLMAN, and BEAM, Circuit Judges.

PER CURIAM.

Walter B. Farver, an Arkansas inmate, appeals from the district court's¹ order dismissing his 42 U.S.C. § 1983 action for failure to exhaust administrative remedies, as required under 42 U.S.C. § 1997e(a), and for failure to prosecute. Having reviewed the record, we conclude that the district court properly dismissed Farver's lawsuit without prejudice. See *Brown v. Toombs*, 139 F.3d 1102, 1104 (6th Cir.) (per curiam), cert. denied, 119 S. Ct. 88 (1998). Accordingly, the judgment is affirmed. See 8th Cir. R. 47A(a).

A true copy.

Attest:

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

¹The Honorable James Maxwell Moody, United States District Judge for the Eastern District of Arkansas adopting the report and recommendations of the Honorable Jerry W. Cavaneau, United States Magistrate Judge for the Eastern District of Arkansas.