

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

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No. 99-1958

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Abdul Aziz,

Appellant,

v.

University of Arkansas at Little Rock,

Appellee.

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

[UNPUBLISHED]

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Submitted: August 24, 1999

Filed: August 31, 1999

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Before McMILLIAN, RICHARD S. ARNOLD, and HANSEN, Circuit Judges.

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PER CURIAM.

Abdul Aziz appeals the district court's<sup>1</sup> denial of his motion under Fed. R. Civ. P. 60(b)(1) for relief from an adverse grant of summary judgment. We review for abuse of discretion, see Sanders v. Clemco Indus., 862 F.2d 161, 169 (8th Cir. 1988), and finding none, we affirm.

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<sup>1</sup>The Honorable James Maxwell Moody, United States District Judge for the Eastern District of Arkansas.

Because Aziz's Rule 60(b)(1) motion alleged an error of law that could have been raised on appeal from the underlying judgment, was not made within thirty days of the underlying judgment, and only presented an issue previously rejected by the district court, we conclude that the motion was properly denied. See Fox v. Brewer, 620 F.2d 177, 179-180 (8th Cir. 1980); Sanders, 862 F.2d at 169-170.

Accordingly, we affirm the judgment of the district court.

A true copy.

Attest:

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