

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

No. 06-2671

Michael Terrell,

Appellant,

v.

Steven Schwerb; Eric Lingard; Michael
Marks,

Appellees.

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

[UNPUBLISHED]

Submitted: August 10, 2007
Filed: August 16, 2007

Before MURPHY, SMITH, and SHEPHERD, Circuit Judges.

PER CURIAM.

Michael Terrell appeals the district court's¹ adverse grant of summary judgment in his civil rights lawsuit. We agree with the district court that Terrell failed to counter defendants' evidence showing their actions did not violate his constitutional rights, see Parks v. City of Horseshoe Bend, Ark., 480 F.3d 837, 839 (8th Cir. 2007) (to survive summary judgment motion, nonmovant must present more than scintilla of evidence and must advance specific facts to create genuine trialworthy issue);

¹The Honorable Jean C. Hamilton, United States District Judge for the Eastern District of Missouri.

Johnson v. Blaukat, 453 F.3d 1108, 1112 (8th Cir. 2006) (summary judgment standard of review); and we reject as meritless Terrell's arguments for reversal. Further, to the extent he was attempting to bring criminal charges for kidnaping and abduction, he cannot do so, see Linda R.S. v. Richard D., 410 U.S. 614, 619 (1973). Finally, to the extent he challenges the district court's denial of his Federal Rule of Civil Procedure 60(b) motion, we find no abuse of discretion. See Brooks v. Ferguson-Florissant Sch. Dist., 113 F.3d 903, 905 (8th Cir. 1997) (standard of review).

Accordingly, we affirm. See 8th Cir. R. 47B.
