

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 06-3956

Donald W. Duncan,

Appellant,

v.

Benton Police Dept.,

Appellee.

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

[UNPUBLISHED]

Submitted: August 22, 2007

Filed: August 24, 2007

Before WOLLMAN, COLLOTON, and BENTON, Circuit Judges.

PER CURIAM.

Donald Duncan appeals the district court's¹ dismissal of his 42 U.S.C. § 1983 action. We agree that dismissal was proper for the reasons stated by the district court. Accordingly, we affirm. *See* 8th Cir. R. 47B.

¹The Honorable George Howard, Jr., late a United States District Judge for the Eastern District of Arkansas.