

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 09-1566

Larry Darnell Keeper,

Appellant,

v.

T. C. Outlaw, Warden, FCI Forrest
City, AR,

Appellee.

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

[UNPUBLISHED]

Submitted: December 22, 2009
Filed: January 12, 2010

Before MURPHY, COLLOTON, and SHEPHERD, Circuit Judges.

PER CURIAM.

Federal inmate Larry Darnell Keeper appeals the district court's¹ order denying his 28 U.S.C. § 2241 petition challenging the constitutionality of his 1996 state conviction and the resulting detainer. Having carefully reviewed the parties' briefs, the record, and the applicable law, we hold that the district court correctly concluded

¹The Honorable Susan Webber Wright, 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.

Keeper's claims are procedurally defaulted, and Keeper failed to show cause and prejudice to excuse the default, or that a miscarriage of justice would result from the failure to consider the defaulted claims. See Moore-El v. Luebbers, 446 F.3d 890, 896 (8th Cir.), cert. denied, 549 U.S. 1059 (2006); Ivy v. Caspari, 173 F.3d 1136, 1140 (8th Cir. 1999). We thus affirm under 8th Cir. R. 47B.
