

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

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No. 09-3618

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Eric Clausen,

Appellant,

v.

National Geographic Society;  
National Geographic Society Education  
Foundation; North Dakota Geography  
Education Fund; North Dakota  
Geographic Alliance,

Appellees.

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\* Appeal from the United States  
\* District Court for the  
\* District of North Dakota.

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\* [UNPUBLISHED]  
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Submitted: June 3, 2010

Filed: June 7, 2010

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Before LOKEN, BYE, and SHEPHERD, Circuit Judges.

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PER CURIAM.

Eric Clausen appeals the district court's<sup>1</sup> adverse grant of judgment on the pleadings in his Title IX and state law action.

Following careful de novo review of the record, see Clemons v. Crawford, 585 F.3d 1119, 1124 (8th Cir. 2009), we conclude that Clausen failed to state a Title IX

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<sup>1</sup>The HONORABLE DANIEL L. HOVLAND, United States District Judge for the District of North Dakota.

claim of gender discrimination or retaliation, and failed to plead a claim of actual or constructive fraud under North Dakota law. Accordingly, we affirm for the reasons set forth in the district court's order. See 8th Cir. R. 47B.

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