

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

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No. 09-3954

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Charles Ashford,

Appellant,

v.

Grant Harris, Warden, Varner  
Super Max, ADC; John Whaley,  
Assistant Warden, Varner Super  
Max, ADC,

Appellees.

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\* Appeal from the United States  
\* District Court for the  
\* Eastern District of Arkansas.  
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\* [UNPUBLISHED]  
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Submitted: June 3, 2010

Filed: June 11, 2010

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Before LOKEN, BYE, and SHEPHERD, Circuit Judges.

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PER CURIAM.

Arkansas inmate Charles Ashford appeals the district court's<sup>1</sup> adverse grant of summary judgment in his 42 U.S.C. § 1983 action. Following careful de novo review, see Johnson v. Hamilton, 452 F.3d 967, 971-72 (8th Cir. 2006), we conclude that

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<sup>1</sup>The Honorable Susan Webber Wright, United States District Judge for the Eastern District of Arkansas, adopting the report and recommendations of the Honorable Beth Deere, United States Magistrate Judge for the Eastern District of Arkansas.

summary judgment was proper for the reasons stated by the district court. Accordingly, we affirm. See 8th Cir. R. 47B.

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