

United States Court of Appeals
For the Eighth Circuit

No. 15-1522

Kevin Fernandez

Plaintiff - Appellant

v.

State of North Dakota; North Dakota Department of Corrections and
Rehabilitation; Leann K. Bertsch; Deputy Warden Branson; Unit Manager
Conway; Deputy Warden Foster; Senior Correctional Officer Ross; Warden
Schmalenberger; Correctional Caseworker Schwere

Defendants - Appellees

Appeal from United States District Court
for the District of North Dakota - Bismarck

Submitted: September 8, 2015
Filed: September 9, 2015
[Unpublished]

Before WOLLMAN, SMITH, and BENTON, Circuit Judges.

PER CURIAM.

Inmate Kevin Fernandez appeals the district court's¹ adverse grant of summary judgment in his 42 U.S.C. § 1983 action. Having jurisdiction under 28 U.S.C. § 1291, this court has conducted de novo review of the record, *see Murchison v. Rogers*, 779 F.3d 882, 886-87 (8th Cir. 2015), and has carefully considered Fernandez's arguments for reversal.

The judgment is affirmed. *See* 8th Cir. R. 47B.

¹The Honorable Daniel L. Hovland, United States District Judge for the District of North Dakota, adopting the report and recommendations of the Honorable Charles S. Miller, Jr., United States Magistrate Judge for the District of North Dakota.