

**United States Court of Appeals
For the Eighth Circuit**

No. 15-3323

John Caldwell

Plaintiff - Appellant

v.

Wendy Kelley, Director, Arkansas Department of Correction, formerly
Deputy Director of Health Services

Defendant - Appellee

Corizon, Inc.

Defendant

Deborah York, H.S.A., Varner Unit; Robert Floss, Doctor, ADC; Ojiugo Iko,
Doctor, Corizon Inc.

Defendants - Appellees

Appeal from United States District Court
for the Eastern District of Arkansas - Pine Bluff

Submitted: August 30, 2016

Filed: September 2, 2016

[Unpublished]

Before WOLLMAN, ARNOLD, and MURPHY, Circuit Judges.

PER CURIAM.

Arkansas inmate John Caldwell appeals the district court's¹ adverse grant of summary judgment in his 42 U.S.C. § 1983 action. Viewing the summary judgment record in a light most favorable to Mr. Caldwell, and drawing all reasonable inferences from it in his favor, see Murchison v. Rogers, 779 F.3d 882, 886-87 (8th Cir. 2015), we find no basis for overturning the district court's determination that there were no jury issues on his Eighth Amendment claims, see Allard v. Baldwin, 779 F.3d 768, 771-72 (8th Cir.) (discussing requirements to prevail on Eighth Amendment claim), cert. denied, 136 S. Ct. 211 (2015). The judgment of the district court is affirmed. See 8th Cir. R. 47B.

¹The Honorable Brian S. Miller, Chief Judge, United States District Court 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.