

United States Court of Appeals
For the Eighth Circuit

No. 16-4105

Charles L. Burgett

Plaintiff - Appellant

v.

Kansas City Board of Police Commissioners

Defendant

Shelia Porter; Virgil Lienhard; Kansas City Area Transportation Authority; Police
Officer Brent Cartwright

Defendants - Appellees

Patrick McInerney, in his official capacity as a member of the Board of Police Commissioners of Kansas City, Missouri, and in his individual capacity; Alvin Brooks, in his official capacity as a member of the Board of Police Commissioners of Kansas City, Missouri, and in his individual capacity; Angela Wasson-Hunt, in her official capacity as a member of the Board of Police Commissioners of Kansas City, Missouri, and in her individual capacity; Lisa Pelofsky, in her official capacity as a member of the Board of Police Commissioners of Kansas City, Missouri, and in her individual capacity; Mayor Sly James, in his official capacity as a member of the Board of Police Commissioners of Kansas City, Missouri, and in his individual capacity; Michael Rader, Current Board Commissioner, Board of Police Commissioner City of Kansas City

Defendants

Appeal from United States District Court
for the Western District of Missouri - Kansas City

Submitted: December 26, 2017
Filed: January 19, 2018
[Unpublished]

Before BENTON, BOWMAN, and KELLY, Circuit Judges.

PER CURIAM.

Charles L. Burgett appeals the district court's¹ adverse grant of summary judgment, following remand, in his 42 U.S.C. § 1983 action arising from an incident on a Kansas City Area Transportation Authority bus. Upon careful consideration of Burgett's arguments for reversal, and de novo review of the record, see Murchison v. Rogers, 779 F.3d 882, 886-87 (8th Cir. 2015) (viewing evidence in light most favorable to nonmovant, and drawing all reasonable inferences in his favor), we agree with the district court that the remaining defendants satisfied their burden of demonstrating that there were no genuine issues of material fact for trial on Burgett's Fourth Amendment and related conspiracy claims, or on his 42 U.S.C. § 2000d claim, against them. The judgment is affirmed. See 8th Cir. R. 47B.

¹The Honorable Dean Whipple, United States District Judge for the Western District of Missouri.