

United States Court of Appeals
For the Eighth Circuit

No. 19-2839

John C. Calon

Plaintiff - Appellant

v.

Bank of America Corporation

Defendant

Bank of America Corporation N.A.

Defendant - Appellee

Mr. Bank of America Corporation; Brian Moynihan

Defendants

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

Submitted: March 9, 2020

Filed: March 13, 2020

[Unpublished]

Before ERICKSON, GRASZ, and KOBES, Circuit Judges.

PER CURIAM.

John Calon appeals from the district court's¹ dismissal with prejudice of his complaint asserting claims relating to a home equity loan, based on his failure to comply with pretrial scheduling orders. See Fed. R. Civ. P. 41(b). After remand, see Calon v. Bank of Am., N.A., 915 F.3d 528 (8th Cir. 2019), the case was set for trial, and Calon failed to submit any of the required pretrial or trial filings after the district court repeatedly informed him of the deadlines, granted him multiple extensions, and warned him that his case would be dismissed if he failed to comply with the court's orders. Upon careful review of the parties' arguments on appeal, the circumstances of this case, and the district court's consideration of lesser sanctions, we conclude the district court did not abuse its discretion. See Rodgers v. Curators of Univ. of Missouri, 135 F.3d 1216, 1219-20 (8th Cir. 1998) (standard of review); see also Hunt v. City of Minneapolis, Minn., 203 F.3d 524, 526-28 (8th Cir. 2000).

Accordingly, the judgment of the district court is affirmed. See 8th Cir. R. 47B.

¹The Honorable Greg Kays, United States District Judge for the Western District of Missouri.