

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 99-3841

Gloria J. Goodwin,

Appellant,

v.

Phillips Petroleum Company,

Appellee.

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Appeal from the United States
District Court for the
Western District of Arkansas.

[UNPUBLISHED]

Submitted: April 14, 2000

Filed: April 25, 2000

Before BOWMAN, MAGILL, and HANSEN, Circuit Judges.

PER CURIAM.

Gloria J. Goodwin, who owns a partial interest in certain real property, brought an action against Phillips Petroleum Company to recover response costs under the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9601 et seq. The District Court¹ dismissed the complaint, without prejudice, for failure to join in the action all persons owning an interest in the property. The District

¹The Honorable Robert T. Dawson, United States District Judge for the Western District of Arkansas.

Court found that each of Goodwin's co-tenants is an indispensable party and determined that Goodwin's suit cannot proceed in their absence.

For reversal, Goodwin makes a number of arguments, all attacking in one way or another the District Court's dismissal of the action for failure to join the co-tenants. We have considered all of these arguments and find them lacking in merit. For the same reasons as those given by the District Court, the order of that court dismissing Goodwin's action without prejudice is

AFFIRMED. See 8th Cir. R. 47B.

All pending motions are denied.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.