

United States Court of Appeals
For the Eighth Circuit

No. 19-2790

Theresa Marie Barbero

Plaintiff - Appellant

v.

Wilhoit Property Management, Inc.

Defendant - Appellee

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

Submitted: February 26, 2020

Filed: March 2, 2020

[Unpublished]

Before GRUENDER, WOLLMAN, and STRAS, Circuit Judges.

PER CURIAM.

Theresa Barbero, proceeding pro se, brought this civil action against Wilhoit Property Management, Inc., the owner of an apartment building where she briefly

lived. The district court¹ dismissed her complaint and denied her request to amend it.

We conclude that dismissal was proper. *See Hopkins v. City of Bloomington*, 774 F.3d 490, 491 (8th Cir. 2014) (stating that we apply de-novo review to the grant of a motion to dismiss for failure to state a claim). Barbero's proposed amendments would not have fixed the problems with her complaint, so it would have been futile to give her leave to amend it. *See Plymouth Cty. v. Merscorp, Inc.*, 774 F.3d 1155, 1160 (8th Cir. 2014) (explaining that a determination of futility is a legal conclusion subject to de-novo review); *Reuter v. Jax Ltd.*, 711 F.3d 918, 922 (8th Cir. 2013) (noting that futility is a sufficient reason to deny leave to amend). We accordingly affirm the judgment of the district court. *See* 8th Cir. R. 47B.

¹The Honorable Stephen R. Bough, United States District Judge for the Western District of Missouri.