

United States Court of Appeals
For the Eighth Circuit

No. 23-3048

Frederick Dwayne Spencer

Plaintiff - Appellant

v.

United States Department of Justice; Merrick B. Garland, United States Attorney
General

Defendants - Appellees

Appeal from United States District Court
for the District of Minnesota

Submitted: February 8, 2024

Filed: February 13, 2024

[Unpublished]

Before LOKEN, BENTON, and ERICKSON, Circuit Judges.

PER CURIAM.

Frederick Spencer appeals the district court's¹ order denying his Fed. R. Civ. P. 59(e) motion to alter or amend the judgment dismissing his complaint for failure

¹The Honorable John R. Tunheim, United States District Judge for the District of Minnesota.

to state a claim. Having jurisdiction under 28 U.S.C. § 1291, this court affirms. Upon careful consideration of the record and Spencer's arguments on appeal, this court concludes the district court did not abuse its discretion in denying Rule 59(e) relief. *See Miller v. Baker Implement Co.*, 439 F.3d 407, 414 (8th Cir. 2006).

The judgment is affirmed. *See* 8th Cir. R. 47B.
