

United States Court of Appeals
For the Eighth Circuit

No. 23-2890

Michael Lindsey, as husband and wife; Marquesa Lindsey, as husband and wife

Plaintiffs - Appellants

v.

Oaklawn Jockey Club, Inc.; John Doe

Defendants - Appellees

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

Submitted: March 26, 2024

Filed: April 4, 2024

[Unpublished]

Before SMITH, GRUENDER, and GRASZ, Circuit Judges.

PER CURIAM.

Michael and Marquesa Lindsey appeal the district court's¹ denial of their motion to voluntarily dismiss their action without prejudice. After careful review of

¹The Honorable Susan O. Hickey, Chief Judge, United States District Court for the Western District of Arkansas.

the record and the parties' arguments on appeal, we conclude the district court did not abuse its discretion in denying the Lindseys' motion. *See Hamm v. Rhone-Poulenc Rorer Pharms., Inc.*, 187 F.3d 941, 950 (8th Cir. 1999) (reviewing denial of motion to voluntarily dismiss for abuse of discretion). Accordingly, we affirm. *See* 8th Cir. R. 47B.
