

United States Court of Appeals
For the Eighth Circuit

No. 26-1005

Kevin L. Ballard

Plaintiff - Appellant

v.

Taggart Boyd

Defendant

Shane Thurman; Dr. Daniel C. Danaher

Defendants - Appellees

Appeal from United States District Court
for the District of Nebraska - Omaha

Submitted: June 30, 2026

Filed: July 20, 2026

[Unpublished]

Before GRUENDER, BENTON, and SHEPHERD, Circuit Judges.

PER CURIAM.

In this 42 U.S.C. § 1983 action, Kevin Ballard appeals after the district court¹ dismissed some of his claims pre-service and adversely granted summary judgment on his remaining claims for failure to exhaust administrative remedies. After careful review of the record and the parties' arguments on appeal, we find no basis for reversal. *See Cooper v. Schriro*, 189 F.3d 781, 783 (8th Cir. 1999) (per curiam) (reviewing de novo 28 U.S.C. § 1915A dismissal); *see also Townsend v. Murphy*, 898 F.3d 780, 783 (8th Cir. 2018) (reviewing de novo grant of summary judgment). Accordingly, we affirm the judgment dismissing Ballard's action without prejudice. *See* 8th Cir. R. 47B. We also deny Ballard's pending motion.

¹The Honorable Joseph F. Bataillon and the Honorable John M. Gerrard, United States District Judges for the District of Nebraska.