

United States Court of Appeals
For the Eighth Circuit

No. 26-1214

Joshua Whiteley

Plaintiff - Appellant

v.

C. Humphrey, Warden

Defendant - Appellee

Appeal from United States District Court
for the Eastern District of Arkansas - Delta

Submitted: September 1, 2026

Filed: September 4, 2026

[Unpublished]

Before GRASZ, ERICKSON, and STRAS, Circuit Judges.

PER CURIAM.

Federal inmate Joshua Whiteley--who was incarcerated at the Federal Correctional Institution in Forrest City, Arkansas, when he filed the petition and is currently residing in a residential reentry center under the supervision of the San

Antonio Residential Reentry Management field office--appeals the district court's¹ dismissal of his 28 U.S.C. § 2241 petition challenging the Bureau of Prison's calculation of First Step Act credits towards his transfer to prerelease custody.

Upon careful review, we conclude that the appeal is moot, as Whiteley has already been transferred to prerelease custody; therefore this court cannot grant him any effectual relief. See Fortner v. Eischen, 170 F.4th 655, 659 (8th Cir. 2026) (appeal should be dismissed as moot when, by virtue of an intervening event, a court of appeals cannot grant effectual relief in favor of the appellant). Accordingly, we dismiss the appeal for lack of jurisdiction.

¹The Honorable D.P. Marshall, Jr., United States District Judge for the Eastern District of Arkansas, adopting the report and recommendations of the Honorable Jerome T. Kearney, United States Magistrate Judge for the Eastern District of Arkansas.