

**United States Court of Appeals
FOR THE EIGHTH CIRCUIT**

FILED
JUL 30 2009

CLERK

No. 08-1291

James Wright Porter,

Appellee,

v.

Nathan Johnson; Robert D. Johnson;
Northland Auto Center, Inc.,

Appellants.

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* Appeal from the United States
* District Court for the
* District of South Dakota.
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* [UNPUBLISHED]
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Submitted: July 23, 2009
Filed: July 28, 2009

Before **BYE, BOWMAN, and BENTON**, Circuit Judges.

PER CURIAM.

Nathan Johnson, Robert Johnson, and Northland Auto Center appeal from an order of the District Court¹ that reversed the Bankruptcy Court's grant of summary judgment in their favor. Upon careful de novo review, see Contemporary Indus. Corp. v. Frost, 564 F.3d 981, 984 (8th Cir. 2009) (standard of review), we conclude that the District Court properly reversed the grant of summary judgment for the reasons stated

¹The Honorable Charles B. Kornmann, United States District Judge for the District of South Dakota.

by the court in its opinion and that the arguments raised in appellants' brief provide no basis for reversal. Accordingly, we affirm. See 8th Cir. R. 47B.
