

United States Court of Appeals  
For the Eighth Circuit

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No. 12-3277

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Kelvin Settle

*Plaintiff - Appellant*

v.

United States of America

*Defendant - Appellee*

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Appeal from United States District Court  
for the Eastern District of Missouri - St. Louis

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Submitted: January 23, 2013

Filed: February 19, 2013

[Unpublished]

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Before MURPHY, SMITH, and COLLOTON, Circuit Judges.

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PER CURIAM.

Federal inmate Kelvin Settle appeals the district court's<sup>1</sup> dismissal of his motion for return of property and denial of his motion to sanction the government.

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<sup>1</sup>The Honorable Jean C. Hamilton, United States District Judge for the Eastern District of Missouri.

Having carefully reviewed the record, we find no basis for reversal. See 18 U.S.C. § 983(e)(1) (requirements for granting motion to set aside declaration of forfeiture include that moving party did not know or have reason to know of seizure within sufficient time to file timely claim); 18 U.S.C. § 1001 (false-statement offense and penalties do not apply to party to judicial proceeding). Accordingly, we affirm. See 8th Cir. R. 47B. We also deny the pending motion.

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