

124 F.3d 208

Unpublished Disposition

NOTICE: THIS IS AN UNPUBLISHED OPINION.

(The Court's decision is referenced in a "Table of Decisions Without Reported Opinions" appearing in the Federal Reporter. Use FI CTA8 Rule 28A, FI CTA8 IOP and FI CTA8 APP. I for rules regarding the citation of unpublished opinions.)

United States Court of Appeals, Eighth Circuit.

Bruce RING, Appellant,

v.

FEDERAL NATIONAL MORTGAGE ASSOCIATION, a Corporation; First Interstate Commercial Mortgage Company, a Corporation; Prentis Hall Corporation Systems, Appellees.

No. 96-3578. | Submitted June 12, 1997. | Filed Sept. 5, 1997. | Rehearing Denied Oct. 6, 1997.

Appeal from the United States District Court for the Eastern District of Missouri

Before RICHARD S. ARNOLD, Chief Judge, BEEZER¹ and WOLLMAN, Circuit Judges.

Opinion

BEEZER, Circuit Judge.

*1 Bruce Ring appeals the district court's grant of summary judgment in favor of defendants Federal National Mortgage Association ("FNMA") and First Interstate Bank ("FIB"). Alleging discrimination in lending, Ring sued FNMA and FIB under the Fair Housing Act. Because the parties are familiar with the underlying facts, we do not describe them except as necessary. We have jurisdiction pursuant to 28 U.S.C. § 1291 and we affirm.

I

Ring challenges the district court's grant of summary judgment to defendants. We may affirm summary judgment on any basis supported by the record. *United States v. Lohman*, 74 F.3d 863, 866 (8th Cir.), *cert. denied*, 116 S.Ct. 2549 (1996). We affirm the district court's grant of summary judgment because Ring failed to submit an application for a loan.²

II

Ring also claims that the district court should have granted him leave to amend his complaint. Given Ring's numerous previous amendments, the facial inadequacy of his proposed amendment and the prejudice accrued to FNMA and FIB, the district court was within its discretion to deny Ring leave to amend. *See Pulla v. Amoco Oil Co.*, 72 F.3d 648, 658 (8th Cir.1995).

III

Because we affirm the grant of summary judgment, we do not reverse the award of costs to FNMA.

AFFIRMED

Ring v. Federal Nat. Mortg. Ass'n, 124 F.3d 208 (1997)

Parallel Citations

1997 WL 545308 (C.A.8 (Mo.))

Footnotes

- ¹ The Honorable Robert R. Beezer, United States Circuit Judge for the Ninth Circuit, sitting by designation.
- ² Because we affirm on this ground, we need not consider whether Ring's suit was time-barred or whether Ring failed to show that he was qualified for FNMA financing.