

July 20, 2004

Charles R. Fulbruge III  
Clerk

**IN THE UNITED STATES COURT OF APPEALS**

**FOR THE FIFTH CIRCUIT**

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No. 04-10200  
Summary Calendar

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WAYNE EDDLEMON,

Petitioner-

Appellant,

versus

L.E. FLEMING, Warden, Federal Medical Center - Fort Worth,

Respondent-

Appellee.

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 4:03-CV-1358-A  
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Before SMITH, DeMOSS and STEWART, Circuit Judges.

PER CURIAM:\*

Wayne Eddlemon, federal prisoner #23004-112, appeals the dismissal of his 28 U.S.C. § 2241 petition in which he challenged the loss of good-time credits following his disciplinary conviction for fighting. In his petition, he argued that because he was a pretrial detainee at the time that he committed the offense that led to his disciplinary conviction and because he had not been sentenced

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

to a term of imprisonment at that time, the loss of good-time credits was not an available sanction.

At the time that Eddlemon was found guilty of the disciplinary case, he was a convicted and sentenced prisoner. Thus, the loss of good-time credit was an available sanction for the disciplinary case. Given the foregoing, the judgment of the district court is affirmed. Royal v. Tombone, 141 F.3d 596, 599 (5th Cir. 1998).

AFFIRMED.