

United States Court of Appeals for the Fifth Circuit

No. 25-30212
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

October 17, 2025

Lyle W. Cayce
Clerk

JOHNATHAN LEE NALL,

Plaintiff—Appellant,

versus

JACK STRAIN, *Sheriff*; DEPUTY SCHOOLCRAFT; ST. TAMMANY
PARISH SHERIFF'S OFFICE, *Individually and in their official capacity,*

Defendants—Appellees.

Appeal from the United States District Court
for the Eastern District of Louisiana
USDC No. 2:23-CV-5197

Before JONES, DUNCAN, and DOUGLAS, *Circuit Judges.*

PER CURIAM:*

Johnathan Lee Nall filed a 42 U.S.C. § 1983 complaint against the St. Tammany Parish Sheriff's office, former Sheriff Jack Strain, and Deputy Schoolcraft. The district court dismissed with prejudice the complaint as frivolous and for failing to state a claim upon which relief could be granted for several reasons, including that the § 1983 claims had prescribed under the

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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one-year Louisiana statute of limitations. Nall did not appeal, but he filed a motion under Federal Rule of Civil Procedure 60(b) arguing, in pertinent part, that his § 1983 action had not prescribed based on the Louisiana doctrine of *contra non valentem*. The district court denied relief.

We review the denial of relief pursuant to Rule 60(b) for abuse of discretion. *Carimi v. Royal Caribbean Cruise Line, Inc.*, 959 F.2d 1344, 1345 (5th Cir. 1992); *Seven Elves, Inc. v. Eskenazi*, 635 F.2d 396, 402 (5th Cir. 1981). In his Rule 60(b) motion, Nall asserted no more than a possible error of law that should have been raised on appeal. *See Chick Kam Choo v. Exxon Corp.*, 699 F.2d 693, 695 (5th Cir. 1983); *Fackelman v. Bell*, 564 F.2d 734, 736 (5th Cir. 1977). He has not shown that the district court abused its discretion in denying relief.

AFFIRMED.