

[PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
No. 03-15095  
\_\_\_\_\_

<p>FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT July 20, 2004 THOMAS K. KAHN CLERK</p>
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D. C. Docket No. 03-01008-CV-T-1-N

DAVID LARRY NELSON,

Plaintiff-Appellant,

versus

DONAL CAMPBELL, in his individual  
and official capacity as Commissioner of  
the Alabama Department of Corrections,  
GRANTT CULLIVER,

Defendants-Appellees.

\_\_\_\_\_  
Appeal from the United States District Court  
for the Middle District of Alabama  
\_\_\_\_\_

**(July 20, 2004)**

ON REMAND FROM THE SUPREME COURT OF THE UNITED STATES

Before ANDERSON, HULL and WILSON, Circuit Judges.

PER CURIAM:

Nelson filed a complaint in the district court. The district court dismissed the complaint for lack of jurisdiction. We affirmed. Nelson v. Campbell, 347 F.3d 910 (11th Cir. 2003). The Supreme Court granted certiorari, 540 U.S. 1046, 124 S.Ct. 835 (2003). Later, the Supreme Court reversed and remanded for further proceedings consistent with its opinion. 541 U.S. \_\_\_\_, 124 S. Ct. 2117 (May 24, 2004).

Accordingly, the judgment of the district court is reversed and the case is remanded to the district court for proceedings consistent with the opinion of the Supreme Court.

**REVERSED and REMANDED.**