

United States Court of Appeals
For The Eighth Circuit
Thomas F. Eagleton U.S. Courthouse
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June 02, 2026

Elizabeth Fedynich
Nicole Fedynich
1436 George Drive
Marion, IA 52302

RE: 25-2249 Elizabeth Fedynich, et al v. Sam Stalkfleet, et al

Dear Elizabeth & Nicole:

The court has issued an opinion in this case. Judgment has been entered in accordance with the opinion.

Please review [Federal Rules of Appellate Procedure](#) and the [Eighth Circuit Rules](#) on post-submission procedure to ensure that any contemplated filing is timely and in compliance with the rules. Note particularly that petitions for rehearing and petitions for rehearing en banc must be received in the clerk's office within 14 days of the date of the entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. Except as provided by Rule 25(a)(2)(iii) of the Federal Rules of Appellate Procedure, no grace period for mailing is allowed. Any petition for rehearing or petition for rehearing en banc which is not received within the 14-day period for filing permitted by FRAP 40 may be denied as untimely.

Susan E. Bindler
Clerk of Court

HAG

Enclosure(s)

cc: Clerk, U.S. District Court, Northern Iowa
J. Richard Johnson

District Court/Agency Case Number(s): 1:23-cv-00096-LTS

United States Court of Appeals
For the Eighth Circuit

No. 25-2249

Elizabeth Fedynich; Nicole Fedynich

Plaintiffs - Appellants

v.

Sam Stalkfleet; Trinatee Morrow

Defendants - Appellees

Drew Manager

Defendant

Nest Property Management Group LLC; Malory Apartments; 12th Ave SW Nest
Property Owner

Defendants - Appellees

Appeal from United States District Court
for the Northern District of Iowa - Cedar Rapids

Submitted: May 28, 2026

Filed: June 2, 2026

[Unpublished]

Before GRUENDER, KELLY, and KOBES, Circuit Judges.

PER CURIAM.

Elizabeth and Nicole Fedynich appeal following the district court's¹ adverse grant of summary judgment in their pro se action alleging disability discrimination under the Fair Housing Act (FHA) and the Rehabilitation Act (RA), and retaliation under the FHA. Upon de novo review, we affirm the grant of summary judgment for the reasons stated by the district court. See 42 U.S.C. § 3617 (FHA retaliation); Trambly v. Bd. of Regents of Univ. of Neb., 145 F.4th 922, 926 (8th Cir. 2025) (standard of review; summary judgment was proper on RA claims because plaintiff did not establish he had impairment that substantially limited any major life activities); One Love Hous., LLC v. City of Anoka, 93 F.4th 424, 430 (8th Cir. 2024) (disability is one of several elements plaintiffs must establish to recover under FHA).

We find no abuse of discretion in the district court's rulings regarding pretrial matters, dismissal without prejudice, and appointment of counsel. See Graham v. Mentor Worldwide LLC, 998 F.3d 800, 804-05 (8th Cir. 2021) (voluntary dismissal); Patterson v. Kelley, 902 F.3d 845, 849-50 (8th Cir. 2018) (appointment of counsel); Soliman v. Johanns, 412 F.3d 920, 921-22 (8th Cir. 2005) (standard of review; pro se litigants must comply with court rules). We cannot review the magistrate judge's rulings on the Fedynichs' many non-dispositive motions that were not appealed to the district court, see McDonald v. City of Saint Paul, 679 F.3d 698, 709 (8th Cir. 2012); and we find no merit to their allegations of judicial bias based on the court's rulings, see Liteky v. United States, 510 U.S. 540, 555 (1994).

The judgment is affirmed. See 8th Cir. R. 47B. We grant appellants' motion, and seal the brief and reply brief; and deny appellees' motion to strike.

¹The Honorable Leonard T. Strand, United States District Judge for the Northern District of Iowa.