

August 4, 2004

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 03-20956

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ADAM DANIELS,

Plaintiff-Appellant,

versus

BRADFORD, Police Chief; CITY OF HOUSTON POLICE DEPARTMENT; CHRIS  
CONNEALY, Fire Chief; CITY OF HOUSTON FIRE DEPARTMENT, #6; RAFAEL  
GAITAN, Chief; WILLIAM DOWLING; SAMUEL ADAMS; WAYLAND KELLEY;  
RALPH CUNNINGHAM; W. J. BEARDEN; S. WILSON; VANCE,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. H-01-CV-3312  
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Before JOLLY, EMILIO M. GARZA, and PICKERING, Circuit Judges.

PER CURIAM:\*

Adam Daniels, Texas inmate # 619572, appeals from the  
summary judgment granted in favor of some but not all defendants  
in his civil rights action, filed pursuant to 42 U.S.C. § 1983.  
This court must examine the basis for its appellate jurisdiction  
sua sponte if necessary. Mosley v. Cozby, 813 F.2d 659, 660 (5th  
Cir. 1987). Under 28 U.S.C. § 1291, this court's jurisdiction is  
limited to appeals from "final decisions of the district courts."

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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this opinion should not be published and is not precedent except  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.

Brown v. Miss. Valley State Univ., 311 F.3d 328, 331 (5th Cir. 2002)(internal quotation and citation omitted). The district court's "Memorandum and Order on Partial Dismissal" is not a final judgment. See id.; see also FED. R. CIV. P. 54(b). Accordingly, the instant appeal is DISMISSED for lack of jurisdiction.

All of Daniels's outstanding motions are DENIED.