

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 00-11291
Conference Calendar

WOODROW WHITE,

Plaintiff-Appellant,

versus

CLAXTON METAL; ELIZABETH BEACH; DALLAS COUNTY,

Defendants-Appellees.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 3:00-CV-1972-D

April 11, 2001

Before JOLLY, HIGGINBOTHAM, and JONES, Circuit Judges.

PER CURIAM:*

Woodrow White, Texas prisoner # 00061790, filed the instant civil rights lawsuit against a trial witness, his trial counsel, and the judge presiding over his state-court trial for theft, asserting that they had violated his constitutional rights. The district court dismissed the lawsuit as frivolous, pursuant to 28 U.S.C. § 1915. On appeal, White argues for the first time that the evidence was factually and legally insufficient to support his conviction. Because this claim was not presented to the district court, this court will not address it. See Shanks v.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

AlliedSignal, Inc., 169 F.3d 988, 993 n.6 (5th Cir. 1999); Burch v. Coca-Cola, 119 F.3d 305, 319 (5th Cir. 1997).

White briefs no argument that the district court erred in dismissing his civil rights lawsuit, and he has thus abandoned the sole ground for appeal. See Yohey v. Collins, 985 F.2d 222, 224-25 (5th Cir. 1993). The appeal is therefore frivolous, and, as such, it is DISMISSED. See Howard v. King, 707 F.2d 215, 219-20 (5th Cir. 1983); 5TH CIR. R. 42.2.

APPEAL DISMISSED.