

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 01-40540  
Conference Calendar

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I. STEPHAN BLOCH,

Petitioner-Appellant,

versus

JOHN TOMBONE, Warden,

Respondent-Appellee.

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 1:01-CV-213  
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October 26, 2001

Before WIENER, BENAVIDES, and DENNIS, Circuit Judges.

PER CURIAM:\*

I. Stephan Bloch, federal prisoner # 66982-079, appeals from the district court's denial of his 28 U.S.C. § 2241 petition, challenging his conviction and sentence, based on the determination that Bloch had not demonstrated that relief under 28 U.S.C. § 2255 was inadequate. Bloch argues that his due-process rights were violated by the district court's failure to consider his claims on the merits and that his prior 28 U.S.C. § 2255 motion was improperly dismissed as time-barred.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

Bloch does not make any argument that the reasons for the district court's denial of his 28 U.S.C. § 2241 petition were error, nor does he otherwise argue that 28 U.S.C. § 2241 relief was available to him because 28 U.S.C. § 2255 relief was inadequate. By failing to brief any argument that the district court's reasons for denying his petition were error, Bloch has waived the sole ground for appeal. See Yohey v. Collins, 985 F.2d 222, 224-25 (5th Cir. 1993). Accordingly, the appeal is frivolous and is DISMISSED. See 5TH CIR. R. 42.2.

APPEAL DISMISSED.