

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 92-2759  
Conference Calendar

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ALEX MELVIN WADE, JR.,

Plaintiff-Appellant,

versus

MEDICAL CARE SYSTEM  
aka  
Taking Care of Business First  
Inc., ET AL.,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. CA H 92-2107  
- - - - -

June 23, 1993

Before POLITZ, Chief Judge, WIENER, and DeMOSS, Circuit Judges.

PER CURIAM:\*

The district court dismissed the action filed by Alex Melvin Wade, Jr., against several defendants for lack of subject matter jurisdiction. We review the dismissal de novo. Hobbs v. Hawkins, 968 F.2d 471, 475 (5th Cir. 1992).

None of Wade's allegations implicated the United States Constitution. Hobbs, 968 F.2d at 479-80. Wade's allegations did not state a RICO cause of action. See Elliott v. Foufas, 867

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\* Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.

F.2d 877, 880-82 (5th Cir. 1989). As Wade made no substantial federal claim, the district court had no pendent jurisdiction. United Mine Workers v. Gibbs, 383 U.S. 715, 725, 86 S. Ct. 1130, 16 L. Ed. 2d 218 (1966).

Accordingly, the judgment of the district court is  
AFFIRMED.