

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 92-2658 c/w 92-2769  
Conference Calendar

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O.D. VAN DUREN,

Plaintiff-Appellant,

versus

STATE OF TEXAS,  
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-89-3469

- - - - -  
August 18, 1993

Before JOLLY, JONES, and DUHÉ, Circuit Judges.

PER CURIAM:\*

O.D. Van Duren's brief for his appeal of the district court's denial of various post-judgment motions is so devoid of substance that it presents no error for the Court to review. See Brinkmann v. Abner, 813 F.2d 744, 748 (5th Cir. 1987); Fed. R. App. P. 28(a)(5).

The appeal is DISMISSED because it is without arguable merit and thus frivolous. Howard v. King, 707 F.2d 215, 219-20 (5th Cir. 1983).

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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 Pursuant to that Rule, the Court has determined that this opinion should not be published.