

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 92-4401

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JESSE W. NATION, JR., HARRY  
L. MEAUX, SR., FLOYD WHITE, JR.,  
FRANK NEZAT, ET AL.,

Plaintiffs,

versus

THE RHODE ISLAND HOSPITAL TRUST  
NATIONAL BANK, in its Capacity  
as Trustee or Custodian of the  
Levingston Shipbuilding Company  
Pension Plan,

and

THE LEVINGSTON SHIPBUILDING CO.,

and

THE LEVINGSTON SHIPBUILDING COMPANY  
PENSION PLAN,

Defendants-Appellees,

versus

LYNN MARTIN, Secretary of Labor,

Movant-Appellant.

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Appeal from the United States District Court  
For the Eastern District of Texas

(B 88 CV 1098)

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( December 31, 1992)

Before GOLDBERG, JOLLY and WIENER, Circuit Judges.

PER CURIAM:\*

In this Employee Retirement Security Act (ERISA), the Secretary of Labor appeals the district court's refusal to permit the Secretary's intervention. Having reviewed the pertinent portions of the record, and after giving due consideration to the briefs and arguments of counsel, we conclude that the district court neither committed reversible error nor abused its discretion. The judgment of the district court, therefore, is AFFIRMED.

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.