

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 92-8399
Conference Calendar

UNITES STATES OF AMERICA,

Plaintiff-Appellee,

versus

LARRY JOSEPH CULLUM,

Defendant-Appellant.

- - - - -
Appeal from the United States District Court
for the Western District of Texas
USDC No. W-88-CR-130-3
- - - - -

March 16, 1993

Before KING, HIGGINBOTHAM, and DAVIS, Circuit Judges.

PER CURIAM:*

Cullum is challenging the district court's jurisdiction over his drug-related criminal prosecution. He argues that the federal government exercised jurisdiction over a matter exclusively within the province of the State of Texas. This Court has previously determined that the district court possessed jurisdiction over Cullum's prosecution under the Comprehensive Drug Abuse and Control Act of 1970. See United States v. Larry

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

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Joseph Cullum, No. 91-8561 (5th Cir. Aug. 20, 1992). This appeal is frivolous, and it is DISMISSED. See 5th Cir. R. 42.2.