

UNITED STATES COURT OF APPEALS  
for the Fifth Circuit

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No. 92-9046  
Summary Calendar

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UNITED OF OMAHA LIFE INSURANCE COMPANY,

Plaintiff-Appellee,

VERSUS

THE EQUITABLE LIFE ASSURANCE SOCIETY  
OF THE UNITED STATES,

Defendant,

JAMES L. JOHNSON,

Appellant.

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Appeal from the United States District Court  
for the Northern District of Texas  
3:91 CV 1703 H

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June 16, 1993

Before KING, DAVIS and WIENER, Circuit Judges.

PER CURIAM:<sup>1</sup>

Mr. James L. Johnson, counsel for The Equitable Life Assurance Society of the United States, appeals a \$937.50 sanction imposed against him under Fed.R.Civ.P. 37(a)4) for discovery abuse. We find no abuse of discretion. Accordingly, the sanction order is affirmed.

AFFIRMED.

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<sup>1</sup>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 Pursuant to that Rule, the Court has determined that this opinion should not be published.