

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 93-1682
Conference Calendar

DERRICK WILEY,

Plaintiff-Appellant,

versus

ERNEST HAYNES, Sheriff
and TOM GREEN COUNTY, TX,

Defendants-Appellees.

- - - - -
Appeal from the United States District Court
for the Northern District of Texas
USDC No. 6:92-CV-78
- - - - -
(September 21, 1994)

Before KING, SMITH, and BENAVIDES, Circuit Judges.

PER CURIAM:*

The district court's factual finding that jail personnel were not aware that Derrick Wiley's cell was flooded or that such flooding, if it existed, resulted from the defendants' negligence or conscience indifference is not clearly erroneous. The district court's further finding that the defendants were not deliberately indifferent to Wiley's medical needs is also not clearly erroneous. Fed. R. Civ. P. 52. The court's credibility determinations are amply supported by the record. Johnston v.

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

Lucas, 786 F.2d 1254, 1257 (5th Cir. 1986); see Kendall v. Block,
821 F.2d 1142, 1146 (5th Cir. 1987).

AFFIRMED.