

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 94-30716
Summary Calendar

PATTY TRAHAN BROWN and WESLEY BROWN,
Individually and on behalf of his minor son, Jared Brown,
Plaintiffs-Appellants,

VERSUS

UNION OIL COMPANY OF CALIFORNIA,
Defendant-Appellee,
FIDELITY & CASUALTY COMPANY OF NEW YORK,
Intervenor-Appellant.

Appeal from the United States District Court
for the Eastern District of Louisiana
(CA-90-1565-J)

January 16, 1996

Before KING, SMITH, and BENAVIDES, Circuit Judges.

PER CURIAM:*

The plaintiffs argue that the district court erred in not submitting the "borrowed employee" issue to the jury; in giving the jury confusing or prejudicial instructions or interrogatories; in interrupting counsel during his closing argument; in not permitting counsel to argue motive; and in not allowing the jury to review

* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

certain documents. The intervenor, Fidelity and Casualty Company, also contends that the "borrowed employee" issue should have been submitted to the jury and that the jury interrogatory that was submitted was improper.

Having reviewed the record, including the trial transcript, the district court's legal conclusions, and the briefs, we conclude that the dismissal of the complaint based on Brown's borrowed employee status was proper. We AFFIRM, substantially for the reasons stated by the district court.