

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 95-40706
Conference Calendar

WINFRED RAY RANDALL,

Plaintiff-Appellant,

versus

NEAL BIRMINGHAM,

Defendant-Appellee.

- - - - -
Appeal from the United States District Court
for the Eastern District of Texas
USDC No. 2:95-80

- - - - -
February 29, 1996

Before GARWOOD, JONES, and EMILIO M. GARZA, Circuit Judges.

PER CURIAM:*

Appellant appeals from the dismissal of his civil rights complaint as frivolous pursuant to 28 U.S.C. § 1915(d). He contends that the district court erred by determining that his complaint was barred by the two-year statute of limitations. We have reviewed the record, the magistrate judge's report and recommendation, and the district court's order, and find no reversible error. Accordingly, we affirm for essentially the reasons given by the district court. Randall v. Birmingham, No.

* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

2:95-80 (E.D. Tex. Aug. 8, 1995). We caution Randall that any additional frivolous appeals filed by him or on his behalf will invite the imposition of sanctions. To avoid sanctions, Randall is further cautioned to review any pending appeals to ensure that they do not raise arguments that are frivolous.

AFFIRMED.