

UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 96-11232  
Summary Calendar

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In the Matter of: ALAN LESLIE HIMBER,

Debtor.

ALAN LESLIE HIMBER,

Appellant,

VERSUS

THOMAS D. POWERS; N.B.H. LIQUIDATING TRUST; R. CARTER PATE,

Appellees.

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Appeal from the United States District Court  
For the Northern District of Texas  
(3:96-CV-1719-T)

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May 8, 1997

Before JONES, DeMOSS, and PARKER.

PER CURIAM:\*

Appellant Alan Leslie Hember ("Hember") appeals the district court's dismissal of his appeal from the bankruptcy court's

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\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

settlement approval. The district court dismissed Humber's appeal because (1) Humber failed to provide the court with all of the items designated as part of the record on appeal thus presenting a deficient record in violation of Bankruptcy Rule 8006, and (2) Humber did not timely file his appellate brief, in violation of Bankruptcy Rule 8009. We review such decisions for an abuse of discretion. *In re Braniff Airways, Inc.*, 774 F.2d 1303, 1304-05 (5th Cir. 1985). After having reviewed the record and the parties' arguments, we fail to see any abuse of discretion by the district court in its decision to dismiss Humber's appeal and we AFFIRM the district court.