

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

---

No. 96-40214  
Summary Calendar

---

ANTONE RICHIE,

Plaintiff-Appellant,

versus

WENDY M. WACKER, Mailroom Supervisor,  
Michael Unit; MARK A. WILSON, Senior  
Warden, Michael Unit,

Defendants-Appellees.

- - - - -  
Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 6:95-CV-573  
- - - - -

August 26, 1996

Before KING, GARWOOD, and DENNIS, Circuit Judges.

PER CURIAM:\*

Texas prisoner Antone Richie, No. 506119, appeals the denial of his FED. R. CIV. P. 59(e) motion to vacate the dismissal of his civil rights suit pursuant to 28 U.S.C. § 1915(d). Richie's challenge to the propriety of the district court's referral to the magistrate judge is frivolous. 28 U.S.C. § 636(b)(1); McCarthy v. Bronson, 500 U.S. 136, 139 (1991). We have reviewed the record and Richie's brief and AFFIRM for essentially the same

---

\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

reasons adopted by the district court. Richie v. Wacker, CA No. 6:95cv573 (E.D. Tex. Oct. 26, 1995 and Mar. 4, 1996).