

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 96-50792
Summary Calendar

BOBBY L. KIMBRELL,

Plaintiff-Appellant,

versus

CHEVRON USA INC.,

Defendant-Appellee.

- - - - -
Appeal from the United States District Court
for the Western District of Texas
USDC No. MO-95-CV-224
- - - - -

September 8, 1997

Before JONES, SMITH, and STEWART, Circuit Judges.

PER CURIAM:*

Bobby L. Kimbrell appeals the district court's grant of summary judgment for Chevron USA, Inc., arguing that there are genuine issues of material fact precluding summary judgment as to age discrimination and intentional infliction of emotional distress claims. We have reviewed the record and the parties' briefs and AFFIRM the district court's judgment for essentially the same reasons set forth by the district court. Kimbrell v. Chevron USA, Inc., No. MO-95CV-224 (W.D. Tex. Sept. 13, 1996).

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

AFFIRMED.