

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 96-60368
Conference Calendar

JAMES M. LYLE, IV, ET AL.,

Plaintiffs,

JAMES M. LYLE, IV; CHARLES HAMPTON,

Plaintiffs-Appellants,

versus

JOE PRICE, Sheriff; RICK GASTON, Capt., Warden;
FIDELITY AND DEPOSIT COMPANY OF MARYLAND,

Defendants-Appellees.

Appeal from the United States District Court
for the Southern District of Mississippi
USDC No. 1:92-CV-578-GR

December 15, 1999

Before JOLLY, HIGGINBOTHAM, and BARKSDALE, Circuit Judges.

PER CURIAM:*

James M. Lyle, IV (Prisoner No. 02386) and Charles Hampton (Prisoner No. 03230-043) seek leave to proceed in forma pauperis (IFP), following the district court's certification that their appeals from the judgment in favor of the defendants in a civil-rights complaint are taken in bad faith. Lyle and Hampton argue

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

that the district court was clearly erroneous in finding that there was no factual basis for their claims.

Neither Hampton nor Lyle have shown that they can bring any claims of arguable merit on appeal. Accordingly, both IFP motions are DENIED and the appeal is DISMISSED. 5TH CIR. R. 42.2.

IFP DENIED; APPEAL DISMISSED.