

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 97-30194  
Conference Calendar

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L.C. CARTER,

Plaintiff-Appellant,

versus

SHERIFFS DEPARTMENT RICHLAND PARISH; ET AL.,

Defendants,

SHERIFFS DEPARTMENT RICHLAND PARISH;  
X INSURANCE COMPANY; WILLIE ROBINSON;  
LORELL GRAHAM, Individually and as Sheriff  
of Richland Parish,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Western District of Louisiana  
USDC No. 95-CV-2237  
- - - - -

October 21, 1997

Before POLITZ, Chief Judge, and WIENER and DENNIS, Circuit Judges.

PER CURIAM:\*

L.C. Carter appeals the district court's grant of summary judgment for the appellees. Carter argues that the district court should have conducted an evidentiary hearing to determine

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

when his cause of action accrued on his claims for false arrest, false imprisonment, and malicious prosecution under 42 U.S.C. §§ 1983, 1985, and 1988. Since Carter did not raise this argument before the district court, we review for plain error. Douglass v. United Servs. Auto. Assn., 79 F.3d 1415, 1428 (5th Cir. 1996)(en banc). Because Carter failed to adduce any evidence concerning his knowledge, despite being put on notice by the defendants that his claims might have prescribed, the court did not commit plain error in its determination that there was no material fact question on this issue. 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. Carter v. Richland Parish Sherriff's Dept., 95-CV-2237 (W.D. La. Jan. 29, 1997).

AFFIRMED.