

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 97-41323
Conference Calendar

MICHAEL L. LORENZ,

Plaintiff-Appellant,

versus

T. SIMMONS, Warden, ET. AL.,

Defendants-Appellees.

Appeal from the United States District Court
for the Eastern District of Texas
USDC No. 9:97-CV-234

June 17, 1998

Before DAVIS, PARKER, and DENNIS, Circuit Judges.

PER CURIAM:*

Michael L. Lorenz, Texas prisoner #681053, appeals the district court's dismissal of his 42 U.S.C. § 1983 complaint as frivolous, arguing that the district court improperly dismissed his claims concerning his disciplinary hearing. We have reviewed the record and Lorenz'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* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.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. Lorenz v. Simmons, No. 9:97cv234 (E.D. Tex. Sept. 30, 1997).

Lorenz's appeal is without merit and therefore frivolous. See Howard v. King, 707 F.2d 215, 219-20 (5th Cir. 1983). Because the appeal is frivolous, it is DISMISSED. See 5TH CIR. R. 42.2. We caution Lorenz that any additional frivolous appeals filed by him or on his behalf will invite the imposition of sanctions. To avoid sanctions, Lorenz is further cautioned to review any pending appeals to ensure that they do not raise arguments that are frivolous.

APPEAL DISMISSED; SANCTIONS WARNING ISSUED; ALL OUTSTANDING MOTIONS DENIED.