

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 98-60190

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C.B. BROOKS, ET AL,

Plaintiffs,

C.B. BROOKS,

Plaintiff-Appellant,

v.

RUSSELL R. KELLEY, ET AL,

Defendants,

RUSSELL R. KELLEY; J.W. PRINCE, also known  
as J.W. Prince; A.B. WALLACE; E.E. VINCENT;  
C.E. JONES; J.A. BASS; GEORGE J. KOURPIAS;  
DONALD E. WHARTON; EDGAR M. HOUSE; R.  
BUFFENBARGER; ALEX N. BAY; WILLIAM ENGLER;  
LEE CARVER; RHONDA MCKINLEY; DARREL KELLEY;  
ASBESTOS SERVICES, INC., A Mississippi  
Corporation; PULMONARY SERVICES, INC.,  
A Mississippi Corporation; MISSISSIPPI  
GULF COAST DISTRICT LODGE 73, A Labor  
Organization; INTERNATIONAL ASSOCIATION  
OF MACHINISTS AND AEROSPACE WORKERS, A  
Labor Organization; CENTURY MEDICAL GROUP,  
INC., A Mississippi Corporation; DENNIS  
THOMAS; OZZIE MCCORY; GERALD DICKERSON;  
ED LOWE; GLENN PITTS; KATHY GOFF; A.S.  
KELLEY; ROBERT PRITCHARD; TOM FAVRE;  
SAM JOPES',

Defendants-Appellees,

JERRY PITTS,

Appellee.

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Appeal from the United States District Court  
for the Southern District of Mississippi  
(1:97-CV-78-GR)

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October 1, 1999

Before KING, Chief Judge, and GARWOOD and STEWART, Circuit Judges.

PER CURIAM:\*

The judgment of the district court is affirmed for essentially the reasons set out in the district court's Memorandum Opinion entered February 26, 1998.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5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