

**FILED**

December 11, 2006

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

---

No. 05-40797

---

DANIEL GLEN WHITE,

Plaintiff - Appellee-Cross-Appellant,

versus

PGS AMERICAS INC.,

Defendant - Appellant-Cross-Appellee.

---

Appeal from the United States District Court  
for the Southern District of Texas, Galveston  
USDC No. 3:03-CV-936

---

Before JOLLY, HIGGINBOTHAM, and DENNIS, Circuit Judges.

PER CURIAM:\*

AFFIRMED. See 5TH CIR. R. 47.6.

---

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 R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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