

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 97-11129
Conference Calendar

CHRISTOPHER BIVENS,

Plaintiff-Appellant,

versus

GEM CARS, INC.; STEPHENS COUNTY;
PHIL LEONARD; GARY LEDFORD; DON
SPIVEY; ALVIE CHASTEEN; ED CARY;
CRIS LANG,

Defendants-Appellees.

- - - - -
Appeal from the United States District Court
for the Northern District of Texas
USDC No. 4:96-CV-646-Y
- - - - -

April 10, 1998

Before JOLLY, JONES, and DUHÉ, Circuit Judges.

PER CURIAM:*

Christopher Bivens, Oklahoma prisoner # 232608, appeals from the district court's dismissal of his civil rights suit as frivolous pursuant to 28 U.S.C. § 1915(e)(2). As Bivens's appeal presents no exceptional circumstances, his request for the appointment of counsel on appeal is DENIED. *Cooper v. Sheriff, Lubbock Co., Texas*, 929 F.2d 1078, 1084 (5th Cir. 1991). Bivens contends that the district court abused its discretion by

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

dismissing his suit. We have reviewed the record and find no reversible error. Accordingly, the judgment is AFFIRMED for essentially the reasons stated by the district court. See *Bivens v. Gem Cars*, No. 4:96-CV-646-Y (N.D. Tex. June 24, 1997).

MOTION DENIED; AFFIRMED.