

UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 97-40146

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MIKE LOEHR & COMPANY, INCORPORATED,  
doing business as Landmark Foods

Plaintiff-Appellant,

versus

WAL-MART STORES, INC.

Defendant-Appellee.

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Appeal from the United States District Court  
for the Eastern District of Texas, Marshall  
(2:93-CV-166)

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November 14, 1997

Before JOLLY, DAVIS, and BARKSDALE, Circuit Judges:

PER CURIAM:\*

AFFIRMED. See Local Rule 47.6.

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 R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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