

November 16, 2005

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 04-10586

AMERICAN REGISTRY OF RADIOLOGIC TECHNOLOGISTS

Plaintiff-Counter Defendant-Appellee,

versus

LUTHER E. MCCLELLAN

Defendant-Counter Claimant-Appellant.

Appeal from the United States District Court
for the Northern District of Texas
(3:00-CV-0257)

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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