

UNITED STATES COURT OF APPEALS
For the Fifth Circuit

No. 94-30117
Summary Calendar

OPHELIA T. ALLEN,

Plaintiff-Appellant,

VERSUS

LOUISIANA STATE OF, DEPARTMENT
OF HEALTH & HOSPITALS, and
SOUTH LOUISIANA MEDICAL CENTER,

Defendants-Appellees.

Appeal from the United States District Court
For the Eastern District of Louisiana

(CA 92-542 H)

(October 19, 1994)

Before KING, JOLLY and DeMOSS, Circuit Judges.

PER CURIAM:*

This civil rights action alleging race and sex discrimination in employment was tried before the magistrate judge without a jury upon referral from the district court and consent of the parties pursuant to 28 U.S.C. § 636(c). After hearing all the testimony,

* Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.

the magistrate judge concluded that plaintiff had failed to prove the essential elements of her discrimination charges and rendered judgment for the defendant. We have carefully reviewed the briefs, the record excerpts and pertinent portions of the record. There were several key issues on which there was conflicting factual testimony, and the magistrate judge did not credit the testimony of the plaintiff on these key issues. The findings and conclusions of the magistrate judge were thoroughly described in the Order and Reasons filed under date of January 7, 1994. We have concluded that the findings of fact made by the magistrate judge are not clearly erroneous and the conclusions of law were correct.

Accordingly, the judgment in favor of defendants is AFFIRMED.