

March 16, 2006

Charles R. Fulbruge III  
Clerk

UNITED STATES COURT OF APPEALS  
For the Fifth Circuit

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No. 05-10354

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APARTMENT MOVERS OF AMERICA, INC., THE APARTMENT MOVERS, INC.,  
THE ORIGINAL APARTMENT MOVERS, INC., OPTIMARKET INCORPORATED,  
RODGER A. JOHNSON

Plaintiffs-Counter Defendants-Appellants

VERSUS

ONE BEACON LLOYDS OF TEXAS, Formerly known as  
C U Lloyd's of Texas,

Defendant-Counter Claimant-Appellee

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Appeal from the United States District Court  
For the Northern District of Texas  
3:04-CV-00278

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Before HIGGINBOTHAM, DAVIS, and STEWART, Circuit Judges.

PER CURIAM:\*

We agree with the district court that the slow down in business experienced by the insured, Apartment Movers of America, was not a "necessary suspension of your operations" so as to trigger coverage for loss of business income under defendant's

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 R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

policy. See Quality Oilfield Products, Inc. v. Michigan Mutual Insurance Company, 971 S.W. 2d 635 (Tex. App. Houston, 1998).

We, therefore, affirm the judgment of the district court.

AFFIRMED.