

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 95-30565
Summary Calendar

RONALD J. BALLARD,

Plaintiff-Appellant,

versus

WAYNE MCELVEEN, DENNIS WING,
GAIL LAURENTS, and MR. LEBLANC,

Defendants-Appellees.

Appeal from the United States District Court
for the Western District of Louisiana
USDC No. 94-CV-1537

November 13, 1995
Before DAVIS, BENAVIDES, and DENNIS, Circuit Judges.

PER CURIAM:*

Ronald J. Ballard appealed the dismissal of his civil rights complaint for failure to comply with the court's order. We held Ballard's appeal in abeyance pending the district court's ruling on his Fed. R. Civ. P. 59(e) motion. The district court has since ruled, granting Ballard's motion and vacating its dismissal. Because there is no longer a final judgment from

* 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 Pursuant to that Rule, the court has determined that this opinion should not be published.

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which to appeal, Ballard's appeal is DISMISSED. See 28 U.S.C.
§ 1291.