

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

---

No. 96-40476  
Conference Calendar

---

TIMOTHY WADE FRY,

Plaintiff-Appellant,

versus

DENTON COUNTY SHERIFF, Texas;  
JAIL COMMANDER, Denton County  
Sheriff's Department;  
Denton County Sheriff's Department,  
Unknown Deputies,

Defendants-Appellees.

- - - - -  
Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 4:95-CV-87  
- - - - -  
February 24, 1997

Before SMITH, EMILIO M. GARZA, and PARKER, Circuit Judges.

PER CURIAM:\*

Texas prisoner Timothy Fry, No. 644433, appeals the district court's summary judgment dismissal of his civil rights complaint as time-barred. We have reviewed the briefs and the record and AFFIRM for essentially the reasons adopted by the district court. See Fry v. Denton County Sheriff, CA No. 4:95cv087 (E.D. Tex. March 29, 1996). Fry's motions to file an out-of-time reply

---

\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

brief and for relief under FED. R. CIV. P. 60(b) are DENIED.