

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 97-10102

SCOTT GUNN; LISA GUNN,
Plaintiffs-Appellees,
versus
OLEN MANNING, ET AL,
Defendants,
OLEN MANNING,
Defendant-Appellant.

Appeal from the United States District Court
For the Northern District of Texas
(3:95-CV-2831-AH)

December 8, 1997

Before WISDOM, HIGGINBOTHAM and STEWART, Circuit Judges.

PER CURIAM:*

We are persuaded that any defense of qualified immunity
enjoyed by defendants presents genuine issues of material fact.

We affirm the district court's denial of summary judgment.

AFFIRMED.

*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this opinion should not be published and is not precedent except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.