

UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 98-30735

ELMWOOD DRY DOCK AND REPAIR,

Plaintiff,

ORBI SA, as successor in interest of Tel-Com, Ltd.
Third Party Plaintiff-Appellant,

versus

H&A TRADING CO., LTD., ET AL.,

Defendants,

HARRY CARAMANOS; ATHENA CARAMANOS, in their capacities as
the Heirs-at-Law of Sybill Renate Caramanos; PETER CARAMANOS,
Defendants-Appellees,

PETER CARAMANOS,
Third Party Defendant-Appellee.

ORBI SA, as successor in interest of Tel-Com, Ltd.,
Plaintiff-Appellant,

versus

PETER CARAMANOS, individually and in his capacity as a director
and co-manager of Caribbean Cargoes, Ltd., also known as Petros
Karamanos; Et. Al.,
Defendants,

PETER CARAMANOS, individually and in his capacity as a director
and co-manager of Caribbean Cargoes, Ltd., also known as Petros
Karamanos,
Defendant-Appellee,

ORBI SA,

Plaintiff,

versus

OCTAGON MARINE SERVICES, INC., ET AL.,

Defendants,

ORBI SA,
Plaintiff-Appellant,

versus

PETER CARAMANOS; ET AL.,
Defendants,

PETER CARAMANOS,
Defendant-Appellee.

**Appeal from the United States District Court
for the Eastern District of Louisiana
(97-CV-191-K)**

June 10, 1999

Before JONES, STEWART, and DENNIS, Circuit Judges.

PER CURIAM:*

The court has carefully considered the issues raised on appeal by appellant. Having done so, we are unable to discern any reversible errors of law or fact. Whether this court would have found the pertinent facts or damages exactly as the trial court did is not material, inasmuch as the appellant has not borne the burden of showing clear error. The trial court's findings are heavily affected by its ability to weigh the credibility of the witnesses and to review the evidence firsthand. Moreover, the trial court's legal analysis, as clarified by the opinion concerning post-trial motions, was adequate to address appellant's causes of action.

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 R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

The judgement is **AFFIRMED**.