

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 01-10287  
Conference Calendar

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RAMON SANCHEZ, JR.,

Plaintiff-Appellant,

versus

JANIE COCKRELL, Director, Texas Department of Criminal  
Justice, Institutional Division; JOHN GILBERT; RANDY MCLEOD;  
JOE DOMINGUES; WILLIAM WALKER; BRAD FRANKLIN; MICHAEL  
SAVERS; ELBERT HAMPTON; VINCENT LAW; LUPE JALOMO; DAISHA  
SIMMONS; MICHAEL DOOLEY; JAMES GAMBRELL; ERNEST HAUSER;  
BRADLEY LEWIS; WILLIAM SWART,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 2:99-CV-402-J  
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October 26, 2001

Before WIENER, BENAVIDES, and DENNIS, Circuit Judges.

PER CURIAM:\*

Ramon Sanchez, Jr., Texas prisoner # 739788, proceeding pro se and in forma pauperis (IFP), appeals the district court's denial of his motion to reinstate or to allow out-of-time appeals in appeals numbered 00-10707, 00-10840, 0010841, 00-10916, which the Clerk of this court dismissed for want of prosecution, failure to pay the docketing fee. The district court construed

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

the motion as a motion to reopen the time to file an appeal, pursuant to Fed. R. App. P. 4(a)(6), and denied it.

The district court did not abuse its discretion in denying the motion to reopen the time to appeal. See In re Jones, 970 F.2d 36, 39 (5th Cir. 1992). The district court's denial of appellant's motion to reopen the time to appeal is AFFIRMED. The appeal is DISMISSED as frivolous. 5TH CIR. R. 42.2.

AFFIRMED; APPEAL DISMISSED AS FRIVOLOUS.