

October 13, 2005

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 04-20693

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EDUARDO DeLaGARZA; ET AL,

Plaintiffs

EDUARDO DeLaGARZA,

Plaintiff-Appellant,

versus

JOHN E. POTTER, POSTMASTER GENERAL,  
UNITED STATES POSTAL SERVICE,

Defendant-Appellee.

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Appeal from the United States District Court  
for the Southern District of Texas  
(4:02-CV-4974)  
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Before HIGGINBOTHAM, WIENER, and DENNIS, Circuit Judges.

PER CURIAM:\*

AFFIRMED. See 5th Cir. R. 47.6.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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