

July 24, 2007

Charles R. Fulbruge III
Clerk

UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 06-10830
Summary Calendar

SONYA L. CHAPMAN,

Plaintiff-Appellant,

VERSUS

EXXON MOBIL CORPORATION,

Defendant-Appellee.

Appeal from the United States District Court
for the Northern District of Texas, Dallas

(3:05-CV-1808-R)

Before DeMOSS, STEWART, and PRADO, Circuit Judges.

PER CURIAM:*

Appellant Sonya Chapman appeals the district court's order dismissing her complaint. The district court adopted the magistrate's recommendation and dismissed Chapman's complaint for want of prosecution pursuant to Rule 41(b) and, in the alternative, because the complaint was legally frivolous pursuant to 28 U.S.C. § 1915(e)(2)(B)(i).

This Court applies an abuse of discretion standard of review to a dismissal for want of prosecution or for failure to obey a

*Pursuant to 5th Cir. R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5th Cir. R. 47.5.4.

court order for. *Larson v. Scott*, 157 F.3d 1030, 1032 (5th Cir. 1998). Furthermore, "[w]e review a determination that a case is frivolous under § 1915(e)(2)(B)(i) for abuse of discretion." *Newsome v. EEOC*, 301 F.3d 227, 231 (5th Cir. 2002).

We agree with the magistrate's report that Chapman has been given ample opportunity to comply with the court's orders and that, given her representations, her complaint is untimely and frivolous as a matter of law. See *Gartrell v. Gaylor*, 981 F.2d 254, 256 (5th Cir. 1993). Therefore, we find no abuse of discretion and affirm for the reasons stated in the report adopted by the district court.

AFFIRMED.