

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT**

United States Court of Appeals  
Fifth Circuit

**FILED**

March 28, 2011

Lyle W. Cayce  
Clerk

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No. 10-10711  
Summary Calendar

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PATRICIA ANN FRALICK,

Plaintiff–Appellee

v.

PLUMBERS AND PIPEFITTERS NATIONAL PENSION FUND,

Defendant–Appellant

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 3:09-CV-752

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Before WIENER, PRADO, and OWEN, Circuit Judges.

PER CURIAM:\*

After having reviewed the record and studied the briefs, we affirm the judgment of the district court for essentially the same reasons given by the district court in its Memorandum Opinion and Order of June 28, 2010.

AFFIRMED.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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