

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

United States Court of Appeals  
Fifth Circuit

**FILED**

February 5, 2014

Lyle W. Cayce  
Clerk

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No. 13-20419  
Summary Calendar

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CHRISTOPHER ALEXANDER GLOVER,

Plaintiff-Appellant

v.

ROY JORGENSEN ASSOCIATES, INCORPORATED,

Defendant-Appellee

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 4:13-CV-970

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Before REAVLEY, JONES, and PRADO, Circuit Judges.

PER CURIAM:\*

The complaint was filed on April 4, 2013. The district court set a conference for July 1, 2013. On that date plaintiff appeared but had not served the defendant. After responding to the court's questions, counsel agreed to dismissal of the case. No error is shown.

The judgment is affirmed, modified to be without prejudice.

**AFFIRMED AS MODIFIED.**

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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