

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

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No. 18-20062  
Summary Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

August 22, 2018

Lyle W. Cayce  
Clerk

COLLINS O. NYABWA,

Plaintiff - Appellant

v.

HOUSTON POLICE DEPARTMENT; HOUSTON POLICE DEPARTMENT OFFICER; HOUSTON POLICE DEPARTMENT CHIEF; HOUSTON POLICE DEPARTMENT OFFICER M. PENA; CITY OF HOUSTON; KNOWN UNNAMED OFFICER (LICENSE PLATE #104-0185), Individual and Official Capacity; KNOWN UNNAMED OFFICER (LICENSE PLATE #113-0765), Individual and Official Capacity; KNOWN UNNAMED OFFICER (SQUAD CAR UNIT #44100), Individual and Official Capacity; KNOWN UNNAMED OFFICER (LICENSE PLATE #121-3806), Individual and Official Capacity; KNOWN UNNAMED OFFICER (LICENSE PLATE #119-3832), Individual and Official Capacity; KNOWN UNNAMED OFFICER (LICENSE PLATE #129-8253), Individual and Official Capacity; KNOWN UNNAMED OFFICER (LICENSE PLATE #119-3878), Individual and Official Capacity; KNOWN UNNAMED OFFICER (LICENSE PLATE #116-7902), Individual and Official Capacity; KNOWN UNNAMED OFFICER (LICENSE PLATE #130-1979), Individual and Official Capacity,

Defendants - Appellees

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 4:17-CV-1696

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No. 18-20062

Before SMITH, WIENER, and WILLETT, Circuit Judges.

PER CURIAM:\*

Plaintiff Collins Nyabwa appeals the district court's dismissal of his state law tort and § 1983 claims against the City of Houston, Chief Acevedo, and Office Pena. We have reviewed the briefs, the record, and the applicable law. We find the district court properly dismissed Nyabwa's claims, and therefore AFFIRM on the same grounds as the district court.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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