

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 91-5028
Conference Calendar

PAULINE ROACH,

Petitioner-Appellant,

versus

WARDEN, LOUISIANA CORRECTIONAL
INSTITUTE FOR WOMEN,

Respondent-Appellee.

- - - - -
Appeal from the United States District Court
for the Western District of Louisiana
USDC No. 89-CV-1545
- - - - -
(January 21, 1993)

Before GARWOOD, SMITH, and EMILIO M. GARZA, Circuit Judges.

PER CURIAM:*

Pauline Roach is not entitled to federal habeas relief based on the allegedly improper handling of mid-trial publicity by the trial court. The newspaper article of which Roach complains was not inflammatory or prejudicial and could not be reasonably believed to have influenced the guilty verdict. See Kirkpatrick v. Blackburn, 777 F.2d 272, 279 (5th Cir. 1985), cert. denied, 476 U.S. 1178, 106 S.Ct. 2907, 90 L.Ed.2d 993 (1986). Since

* Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.

there is no reasonable possibility that the article contributed to the jury's verdict, it is not necessary for the Court to consider Roach's argument that the district court should not have held her responsible for failing to provide juror affidavits concerning the article. The record supports the district court's denial of federal habeas relief. Joseph v. Butler, 838 F.2d 786, 788 (5th Cir. 1988).

AFFIRMED.