

UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 92-1254  
Summary Calendar

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FRANK DWIGHT CARTER,

Plaintiff-Appellant,

versus

SHERIFF OF LUBBOCK COUNTY, TX, ET AL,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Northern District of Texas  
CA 5 91 09 C

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March 16, 1993

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

PER CURIAM:\*

The judgment is affirmed for the reasons stated in the magistrate judge's report filed February 27, 1992 and adopted by the district court. Additionally, because appellant has never indicated what additional evidence he could have produced to support his claim of a wrongful denial of bail -- and affidavits from his previous employer and bonding company representative

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\* 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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

directly contradict his allegations -- the magistrate and district judges did not abuse their discretion by refusing to convene a second Spears hearing.

AFFIRMED.