

UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 92-5011

BRIAN K. BRISCOE,

Plaintiff-Appellant,

versus

DEVALL TOWING & BOAT SERVICE OF HACKBERRY, INC.,

Defendant-Appellee.

Appeal from the United States District Court
for the Western District of Louisiana
(91 CV 1971 LC)

April 20, 1993

Before REYNALDO GARZA, WILLIAMS, and JONES, Circuit Judges.¹

PER CURIAM:

Based on this court's recent decisions in Gaston v. Flowers, Transportation, 866 F.2d 816 (5th Cir. 1989), and Plaisance v. Texaco, 966 F.2d 166 (5th Cir. 1992) (en banc), and the district court's excellent analysis, the judgment of the district court is **AFFIRMED**. See Fifth Circuit Local Rule 47.6.

¹ 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 Pursuant to that Rule, the court has determined that this opinion should not be published.