

UNITED STATES COURT OF APPEALS  
for the Fifth Circuit

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No. 93-1778  
Summary Calendar

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UNITED STATES OF AMERICA,  
United States of America, ex rel. Janice Jones,

Plaintiffs,

JANICE JONES,

Plaintiff-Appellant,

VERSUS

CREST A APARTMENTS, LTD., ET AL.,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Northern District of Texas  
(3:92-CV-1054-H)

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(February 21, 1994)

Before DAVIS, JONES, and DUHÉ, Circuit Judges.

PER CURIAM:<sup>1</sup>

Plaintiff-Appellant sued under the False Claims Act, 31 U.S.C. § 3729 et seq., claiming that numerous individuals and entities allegedly responsible for the Crest A Apartments, have falsely certified to the Department of Housing and Urban Development that the apartments are maintained in a "decent, safe and sanitary"

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<sup>1</sup> 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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

manner in order to continue to receive federal housing subsidy funds under HUD's Section 8 program. The district court granted Defendants's motion to dismiss for lack of subject matter jurisdiction.

We have carefully reviewed the record, the district court's findings of fact and its application of the law. The district court's factual findings are not only not clearly erroneous but are fully supported by the record. Its application of the law to those facts is likewise correct.

Accordingly, for the reasons given by the district court in its Memorandum Opinion and Order dated August 2, 1993, and filed and entered on the same date, the judgment of the district court is AFFIRMED.