

UNITED STATES COURT OF APPEALS  
For the Fifth Circuit

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No. 93-7033  
Summary Calendar

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LIBERTY MUTUAL FIRE INSURANCE COMPANY,

Plaintiff-Appellant,

VERSUS

TEXAS DRYDOCK, INC.,

Defendant-Appellee.

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Appeal from the United States District Court  
for the Southern District of Texas

(CA-G92-333)

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(November 19, 1993)

Before GARWOOD, SMITH and DeMOSS, Circuit Judges.

PER CURIAM:\*

We have carefully reviewed the briefs, the record excerpts and relevant portions of the record itself, and for the reasons well-stated by the district court in its order entered on December 11, 1992, we are satisfied that the dismissal of the case and denial of declaratory relief was within the sound discretion of the trial court under the principles we set out in Rowan Cos., Inc. v. Griffin, 876 F.2d 26, 28-29 (5th Cir. 1989), and was not error.

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

Accordingly, we AFFIRM the judgment of the trial court.