

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 94-10487

COTTON BELT INTERNATIONAL CO.,
suing on behalf of itself and
all other persons similarly
situated,

Plaintiff-Appellee,

versus

CONTINENTAL-EAGLE CORP., ET AL.,

Defendants,

CONTINENTAL-EAGLE CORP.,

Defendant-Appellant.

Appeal from the United States District Court
for the Northern District of Texas
(3:91-CV-257-P)

(May 12, 1995)

Before DAVIS, SMITH and WIENER, Circuit Judges.

PER CURIAM:*

In this appeal from an adverse jury determination that it owes

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

Plaintiff-Appellee Cotton Belt International Co. commissions on sales of equipment to cooperatives in Mexico, Defendant-Appellant Continental-Eagle Corp. urges that the district court committed several reversible errors in conducting the trial. Principal among the errors assigned is the court's denial of Continental's motion for summary judgment and grant of Cotton Belt's motion for partial summary judgment, thereby permitting parol evidence of a pre-existing oral commission agreement between the parties.

We have considered the arguments of the parties as advanced by able counsel, both orally and in briefs to this court, and we have carefully reviewed the record as well. As a result, we are satisfied that no reversible error was committed by the district court, and that the jury verdict and judgment of the court based thereon must stand.

AFFIRMED.