

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 94-10992
Summary Calendar

BILLY M. FORD,

Plaintiff-Appellant,

VERSUS

TAYLOR PUBLISHING CO.,

Defendant-Appellee.

Appeal from the United States District Court
for the Northern District of Texas
(3:94 CV 338 T)

May 9, 1995

Before THORNBERRY, DAVIS, and SMITH, Circuit Judges.

PER CURIAM:*

In this suit brought pursuant to the Americans with Disabilities Act, the district court granted summary judgment in favor of the defendant employer, finding no disputed issues of material fact. We affirm, essentially for the reasons set forth in the district court's comprehensive order entered on October 14, 1994.

* Local Rule 47.5.1 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 Pursuant to that rule, the court has determined that this opinion should not be published.

As the district court noted, the plaintiff filed no response to the summary judgment motion. He identified no disputed issues of fact. Accordingly, he leaves unchallenged the employer's assertion that his physical condition precludes him from performing the essential functions of his job. Accordingly, he is unable to satisfy one of the central requirements of a cause of action under the applicable statute.

AFFIRMED.