

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 94-20431
Conference Calendar

JULIAN SCOTT ESPARZA,
a/k/a Julian Scott Esparza,

Plaintiff-Appellant,

versus

CITY OF BRYAN, COUNTY OF BRAZOS,
and STATE OF TEXAS,

Defendants-Appellees.

- - - - -
Appeal from the United States District Court
for the Southern District of Texas
USDC No. CA-H-94-1257

- - - - -
(September 22, 1994)

Before KING, SMITH, and BENAVIDES, Circuit Judges.

PER CURIAM:*

Julian Scott Esparza filed a civil rights action in the Eastern District of Texas challenging his confinement in Bryan, Texas, and the district court transferred the case to the Southern District. The district court dismissed the action because Esparza had not paid the fine in a earlier case before proceeding with this case and imposed an additional sanction because of his attempt to circumvent the directive. There is no abuse of discretion.

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

The appeal is without arguable merit and thus frivolous. Howard v. King, 707 F.2d 215, 219-20 (5th Cir. 1983). Because the appeal is frivolous, it is DISMISSED. Although this appeal was filed before we imposed sanctions on July 19, 1994, we caution Esparza to review his records and withdraw any pending frivolous appeals.