

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 94-30276
Conference Calendar

MICHAEL W. BURGE,

Plaintiff-Appellant,

versus

WALLACE L. SCOTT, Captain
and PERRY DIXON, Lieutenant,

Defendants-Appellees.

- - - - -
Appeal from the United States District Court
for the Middle District of Louisiana
USDC No. CA-93-926-A

- - - - -
(November 15, 1994)

Before JONES, DUHÉ, and PARKER, Circuit Judges.

PER CURIAM:*

This Court is without jurisdiction over Michael W. Burge's appeal of the district court's affirmance of the magistrate judge's order requiring that Burge amend his complaint to comply with Fed. R. Civ. P. 10. See 28 U.S.C. §§ 1291 and 1292; Cohen v. Beneficial Indus. Loan Corp., 337 U.S. 541, 545-47, 69 S. Ct. 1221, 93 L. Ed. 1528 (1949).

Because this court lacks appellate jurisdiction, Burge's "Motion to Append Postdated Evidence" should be directed to the

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

district court. Burge's motion to appeal in forma pauperis is DENIED.

APPEAL DISMISSED.