UNITED STATES COURT OF APPEALS For the Fifth Circuit

No. 94-30284 Summary Calendar

HENRY MILLER,

Petitioner-Appellant,

VERSUS

STATE OF LOUISIANA, and RICHARD P. IEYOUB, ATTORNEY GENERAL, STATE OF LOUISIANA,

Respondents-Appellees.

Appeal from the United States District Court For the Eastern District of Louisiana

(CA 93 4132 E) September 11, 1995

Before GARWOOD, DUHÉ, and PARKER, Circuit Judges.

PER CURIAM:1

AFFIRMED. <u>See Ward v. Cain</u>, 53 F.3d 106 (5th Cir. 1995), <u>cert. filed</u> (May 15, 1995).

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.