

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 94-40351
Summary Calendar

ROY LE' SHILOH-BRYANT,
Plaintiff-Appellant,
VERSUS
JOHH RIGGLE, et al.,
Defendants-Appellees.

Appeal from the United States District Court
for the Eastern District of Texas
(6:92 CV 568)

March 17, 1995

Before SMITH, EMILIO M. GARZA, and PARKER, Circuit Judges.

PER CURIAM:*

In this state prisoner's civil rights action brought pursuant to 42 U.S.C. § 1983, we remanded on December 2, 1994, for the limited purpose of permitting the district court to clarify whether the judgment contained a clerical error. The district court has entered a new order confirming that there was indeed a clerical error. That error has been corrected and a new order

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 Pursuant to that rule, the court has determined that this opinion should not be published.

entered nunc pro tunc.

The new order, dated January 13, 1995, and entitled "Amended Memorandum Adopting Report and Recommendation of the United States Magistrate Judge and Entering Final Judgment," denies all relief, as recommended by the magistrate judge. The court concludes that there was no constitutional violation.

The magistrate judge made her recommendation following a full evidentiary hearing. We find that recommendation to be supported fully by the record.

This appeal has no reasonable basis in law or fact. Being frivolous, it is hereby DISMISSED. See 5TH CIR. R. 42.2.