

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

NO. 94-40647
Summary Calendar

KIRK JEFF BENNETT, Plaintiff-Appellant,
versus
NURSE LOUISE, ET AL., Defendant-Appellee.

Appeal from the United States District Court for the
Eastern District of Texas
(4:93-CV-201)

(February 7, 1995)

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

PER CURIAM*:

The district court did not abuse its discretion when it denied Kirk Jeff Bennett's ("Bennett") motion for appointment of counsel.¹ The issues in this civil rights case are not complex. Bennett's pleadings thus far demonstrate his ability to present his case adequately. The evidence does not largely consist of conflicting testimony requiring skill in presentation and cross-examination. It consists only of medical records which Bennett has obtained.

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

¹ See *Robbins v. Maggio*, 750 F.2d 405, 413 (5th Cir. 1985).

AFFIRMED.