

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 94-40903  
Conference Calendar

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MARIO A. YARRITO,

Plaintiff-Appellant,

versus

JEFFREY A. COOK, ETC., ET AL.,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 6:93-CV-694  
- - - - -

March 1, 1996

Before GARWOOD, JONES, and EMILIO M. GARZA, Circuit Judges.

PER CURIAM:\*

This court previously affirmed the district court's dismissal of appellant's excessive-force complaint against several prison employees, but remanded the district court's order imposing costs for further development and explanation. Following a review of the district court's reasons for imposition of costs, together with the record and the arguments of the parties, we now affirm the imposition of costs of \$120 on the

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\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

appellant. See *Moore v. McDonald*, 30 F.3d 616, 621 (5th Cir. 1994).

AFFIRMED.