

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 94-41191  
Conference Calendar

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RUSSELL P. SEGURA,

Plaintiff-Appellant,

versus

SAMUEL COUVILLION, ET AL.,

Defendants,

STATE OF LOUISIANA,

Defendant-Appellee.

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Appeal from the United States District Court  
for the Western District of Louisiana  
USDC No. 91-CV-1579  
- - - - -  
(March 23, 1995)

Before GARWOOD, BARKSDALE, and STEWART, Circuit Judges.

PER CURIAM:\*

Russell P. Segura appeals the denial of his motion for partial new trial. This is Segura's third appearance before this court in connection with this litigation. Previously, this court affirmed the summary judgment entered by the district court in favor of defendant Samuel Couvillion, the Clerk of Court for the Parish of Avoyelles, State of Louisiana. The court subsequently

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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

affirmed the summary judgment entered in favor of the remaining defendant, the State of Louisiana. The court also affirmed sanctions awards by the district court of \$1,818 and \$8,351.39, respectively, and ordered Segura to pay to the State of Louisiana double costs in the second appeal. The court has been advised that the sanctions awards have not been paid.

The district court did not abuse its discretion in denying the motion for new trial because this court's second opinion was "dispositive of the issues." Segura's arguments on appeal are frivolous; therefore, the appeal is DISMISSED. Fed. R. App. P. 34(a)(1). Because Segura has not been deterred from making frivolous filings by the imposition of monetary sanctions, Segura is BARRED from filing any pleadings of any kind, either in the district courts of this circuit or in this court, until the prior sanctions awards of this court and of the district court have been paid in full.