

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

Nos. 94-50611,
94-50613 &
94-50614

IN THE MATTER OF: ELWOOD CLUCK,
Debtor.

ELWOOD CLUCK, KRISTINE A. CLUCK AND FIRST
CAPITAL MORTGAGE CO., INC.,
Appellants,

versus

RANDOLPH N. OSHEROW, Trustee,
Appellee.

Nos. 94-50612 &
94-50615

IN THE MATTER OF: ELWOOD CLUCK,
Debtor.

ELWOOD CLUCK, ET AL.,
Appellants,

versus

RANDOLPH N. OSHEROW, Trustee,
Appellee.

Appeals from the United States District Court
for the Western District of Texas
(SA-93-CA-0551, SA-93-CA-558, SA-93-CA-559
SA-93-CA-667 & SA-93-CA-669)

(June 7, 1995)

Before KING, WIENER, and REAVLEY, Circuit Judges.

PER CURIAM:*

No. 94-50611

The judgment of the district court entered July 27, 1994, affirming the order and judgment of the bankruptcy court entered December 31, 1992, is in all respects AFFIRMED. As both the district and bankruptcy courts found, the record before the bankruptcy court shows (clearly, in our view) actual intent to hinder, delay or defraud creditors. Further, as both the district and bankruptcy courts found, the statutes of limitations under §§ 546 and 549(d) of the Bankruptcy Code were tolled by fraudulent concealment, and the proceeding before the bankruptcy court was, therefore, timely.

No. 94-50612

The judgment of the district court entered July 27, 1994, affirming the bankruptcy court order dated June 28, 1993, is in all respects AFFIRMED.

No. 94-50613

The judgment of the district court entered July 27, 1994, affirming the bankruptcy court order dated June 28, 1993, is in all respects AFFIRMED.

No. 94-50614

The judgment of the district court entered July 27, 1994,

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 Pursuant to that Rule, the court has determined that this opinion should not be published.

affirming four bankruptcy court orders dated May 12, 1993, is in all respects AFFIRMED.

No. 94-50615

The judgment of the district court entered July 27, 1994, affirming the bankruptcy court order dated March 8, 1993, is in all respects AFFIRMED.

None of the arguments raised by Appellants merits further discussion. Appellants are cautioned that any further frivolous appeals or filings with this court will result in the imposition of sanctions. See Fed. R. App. P. 38.

AFFIRMED. The mandate shall issue forthwith.