

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 95-31028
Summary Calendar

SIDNEY MARTS,

Plaintiff-Appellant,

versus

CHARLES C. FOTI JR., Sheriff;
UNIDENTIFIED PARTY,

Defendants-Appellees.

- - - - -
Appeal from the United States District Court
for the Eastern District of Louisiana
USDC No. 95-CV-1535
- - - - -
February 22, 1996

Before JOLLY, JONES and STEWART, Circuit Judges.

PER CURIAM:*

Sidney Marts appeals the district court's 28 U.S.C. § 1915(d) dismissal of his 42 U.S.C. § 1983 action, in which he alleges that prison officials of the Orleans Parish prison system (OPP) denied him meaningful access to the courts by not providing him with an adequate law library. Marts also contends, for the first time on appeal, that the defendants do not provide adequate writing materials to inmate litigants and do not provide inmates

* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

with copies of pleadings for inmate use. To the extent that these allegations comprise new claims of denial of access to the courts, this court need not consider them. See Varnado v. Lynaugh, 920 F.2d 320, 321 (5th Cir. 1991). We have examined the record and determine that the district court did not abuse its discretion in dismissing the case as frivolous. Appellant did not allege any facts that indicate that he was prejudiced by the alleged lack of access to the courts. See Eason v. Thaler, ___ F.3d ___ (5th Cir. Jan. 17, 1996, No. 95-10316) 1996 WL 15541 at *6.

AFFIRMED.