

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 95-40902  
Conference Calendar

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KENNETH WAYNE WARREN,

Plaintiff-Appellant,

versus

RYAN LONG; KEVIN FORD,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 6:95-CV-153

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June 26, 1996

Before HIGGINBOTHAM, BARKSDALE, and BENAVIDES, Circuit Judges.

PER CURIAM:\*

Kenneth Wayne Warren, Texas state prisoner #403823, appeals from the district court's dismissal of his civil rights complaint. Warren argues that the district court abused its discretion by dismissing his claims against defendant Collins as frivolous pursuant to 28 U.S.C. § 1915(d) and by entering judgment for the remaining defendants following a bench trial on his excessive-use-of-force claim. We have reviewed the record and find no reversible error. Accordingly, the judgment is AFFIRMED for essentially the reasons given by the district court. Warren's motion for appointment of counsel is DENIED.

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\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

AFFIRMED.