

UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 96-20163
Summary Calendar

DAVID R. RUIZ, ET AL.,

Plaintiffs,

KELJER KING,

Plaintiff-Appellant,

versus

W.J. ESTELLE, TEXAS BOARD OF CORRECTIONS,

Defendant-Appellee.

Appeal from the United States District Court for the
Southern District of Texas
(CA-H-78-987)

April 2, 1997

Before HIGGINBOTHAM, WIENER, and BENAVIDES, Circuit Judges.

PER CURIAM:*

Inmate Keljer King appeals from the denial without prejudice of his motion for contempt. King's appeal is totally without merit. Indeed, his brief is a total affirmation that his claim is really an individual claim for damages and not one for equitable

* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

relief for a systemic violation of the final judgment in the *Ruiz v. Estelle* case. King's brief presents no argument or authority in support of his complaint that the district court abused its discretion in denying his contempt motion. Appellant's appeal is without arguable merit and is DISMISSED as frivolous.