

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 96-20304  
Conference Calendar

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TONY FITZGERALD COLE,

Plaintiff-Appellant,

versus

TEXAS DEPARTMENT OF CRIMINAL JUSTICE,

Defendant-Appellee.

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. CA H 96-173  
- - - - -

August 22, 1996

Before KING, DUHÉ, and DeMOSS, Circuit Judges.

PER CURIAM:\*

Tony Fitzgerald Cole, # 612907, appeals the denial of his motion for a preliminary injunction. Cole argues that he is entitled to a preliminary injunction instructing the Texas Department of Criminal Justice (TDCJ) Medical Director to instruct the Bill Clements Unit to provide him immediately with medication prescribed by Dr. Balmas Lawrence. We have reviewed the record and Cole's brief and AFFIRM the district court's

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\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

denial for essentially the same reasons set forth by the district court. Cole v. TDCJ, No. H-96-0173 (S.D. Tex.; Mar. 4, 1996). Cole's motion for the appointment of counsel is DENIED. See Ulmer v. Chancellor, 691 F.2d 209, 212 (5th Cir. 1982).