

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 96-31270  
Conference Calendar

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WOODY VOINCHE,

Plaintiff-Appellant,

versus

CENTRAL INTELLIGENCE AGENCY,

Defendant-Appellee.

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Appeal from the United States District Court  
for the Western District of Louisiana  
USDC No. 96-CV-1708  
- - - - -

June 18, 1997

Before SMITH, STEWART, and DENNIS, Circuit Judges.

PER CURIAM:\*

Woody Voinche appeals the district court's dismissal of his civil suit in which he challenged the adequacy of the CIA's response to his request made under the Freedom of Information Act (FOIA), 5 U.S.C. § 552. The district court dismissed the suit upon motion of the CIA, concluding that the FOIA requires the exhaustion of administrative remedies prior to seeking judicial review and that Voinche failed to meet the exhaustion requirement

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\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

when he failed to timely file an administrative appeal challenging the adequacy of the CIA's response to his request.

We have reviewed the record and the briefs of the parties and find no reversible error. Voinche's appeal is frivolous and thus is DISMISSED. See 5th Cir. R. 42.2.; Howard v. King, 707 F.2d 215, 219-20 (5th Cir. 1983). We caution Voinche that future frivolous appeals will invite the imposition of sanctions. To avoid sanctions, Voinche should review any pending appeals to ensure that they do not raise frivolous arguments.

APPEAL DISMISSED; SANCTION WARNING ISSUED.