

**UNITED STATES COURT OF APPEALS**  
**FOR THE FIFTH CIRCUIT**

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No. 97-10691

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WALTER BENSCH,

Plaintiff-Appellant,

versus

PENELOPE MATTOS, ET AL.,

Defendants-Appellees.

(consolidated with)

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97-11222

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WALTER BENSCH,

Plaintiff,

versus

PENELOPE MATTOS, ET AL.,

Defendants,

ROSENDO RODRIGUEZ, JR.,

Appellant.

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Appeals from the United States District Court  
for the Northern District of Texas

(7:96-CV-85-X & 7:96-CV-085)

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July 14, 1998

Before POLITZ, Chief Judge, JONES and DUHÉ, Circuit Judges.

PER CURIAM:\*

Having considered the briefs, oral arguments of counsel, and pertinent parts of the record in these consolidated appeals, and finding no basis for reversible error, the rulings appealed are AFFIRMED.

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\*Pursuant to 5<sup>TH</sup> CIR. R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5<sup>TH</sup> CIR. R. 47.5.4.