

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 97-20532
Summary Calendar

NELDA HOLDEN,

Plaintiff-Appellant,

versus

SIMPSON PASADENA PAPER COMPANY,

Defendant-Appellee.

Appeal from the United States District Court for the
Southern District of Texas
(H-95-CV-4989)

December 4, 1997
Before JOLLY, BENAVIDES, and PARKER, Circuit Judges.

PER CURIAM:*

After review of the record and a study of the briefs, we have arrived at the conclusion that the district court was correct to grant summary judgment in favor of appellee Simpson Pasadena Paper Company in this Title VII gender discrimination action. Even assuming that appellant Nelda Holden established her prima facie case, Simpson presented a completely legitimate nondiscriminatory reason for the complained-of employment action in the form of the collective bargaining agreements. Under St. Mary's Honor Center v.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

Hicks, 509 U.S. 502, 515 (1993), Holden had the burden of coming forward with probative evidence that the proffered nondiscriminatory reason was merely a pretext for intentional discrimination. To do so, Holden needed to show both "that the reason was false and that discrimination was the real reason." Id. As the district court correctly found, Holden came forward with absolutely no evidence on either prong. Indeed, Holden never produced any evidence that gender played any role in the employment action in question. The district court wrote a detailed and well reasoned opinion on this point, and we agree with it in all respects. Accordingly, the judgment of the district court is

A F F I R M E D.