

1 UNITED STATES COURT OF APPEALS  
2 FOR THE FIFTH CIRCUIT  
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4 No. 99-30252  
5 98-CV-322-R  
6 Summary Calendar  
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8 LYNN BLADES HORNE; GREGG HORNE,

9 Plaintiffs-Appellees,

10 versus

11 TRAVELERS PROPERTY CASUALTY COMPANY; ET AL,

12 Defendants,

13 TRAVELERS INDEMNITY COMPANY OF CONNECTICUT,

14 Defendant-Appellant.

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16 Appeal from the United States District Court  
17 for the Eastern District of Louisiana  
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19 December 1, 1999

20 Before JOLLY, JONES, and BENAVIDES, Circuit Judges.

21 PER CURIAM:\*

22 Appellant challenges only the district court's failure to  
23 grant judgment as a matter of law on plaintiffs' claim that the  
24 company acted arbitrarily and capriciously in refusing to pay their  
25 homeowners' insurance promptly because it suspected the plaintiffs  
26 of arson. We have reviewed the briefs and pertinent portions of  
27 the record and agree for the reasons stated by the district court  
28 that question of fact were raised by the claim, the questions were

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 R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

29 properly submitted to the jury, and the jury's verdict is  
30 unassailable.

31 The judgment is AFFIRMED.