

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

---

No. 92-4732

---

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

JANET ANNIBOLI,

Defendant-Appellant.

---

Appeal from the United States District Court for the  
Eastern District of Texas

---

( 1:91-CR-63 )  
(October 13, 1993)

Before SNEED,\* REYNALDO G. GARZA, and JOLLY, Circuit Judges.

PER CURIAM:\*\*

Appellant Janet Anniboli was convicted in the United States District Court for the Eastern District of Texas, Beaumont Division on eleven counts of mail fraud arising from having fraudulently billed insurance companies for the services provided in her weight control clinics.

---

\*Senior Circuit Judge of the United States Court of Appeals for the Ninth Circuit sitting by designation.

\*\*Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the court has determined that this opinion should not be published.

On appeal, Anniboli asserts that the district court's judgment should be reversed because (1) the court erred in taking a ten-day recess during trial; (2) the court improperly excluded as evidence portions of the Regulations of the Texas State Board of Medical Examiners; (3) the district court improperly instructed the jury; and (4) the prosecution's closing argument was unfairly prejudicial.

After study of the briefs, argument of counsel, and review of relevant parts of the record, we are convinced that the trial court committed no reversible error. The district court is therefore

A F F I R M E D.