

UNITED STATES COURT OF APPEALS
For the Fifth Circuit

No. 93-7070
Summary Calendar

ADOLPH CURRY,

Plaintiff-Appellant,

VERSUS

BOOTS & COOTS, INC., ET AL.,

Defendants-Appellees.

Appeal from the United States District Court
For the Southern District of Texas

G 91 CV 261

(July 13, 1993)

Before HIGGINBOTHAM, SMITH, and DeMOSS, Circuit Judges.

PER CURIAM:*

Having carefully considered the briefs, the record excerpts, the reply brief, and pertinent portions of the record, we are satisfied that no genuine issue of material fact existed as to Curry's claim of "trade secret" as to his concepts of putting out

* 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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

wild well fires. Accordingly, the grant of summary judgment by the district court in favor of Boots & Coots, Inc. is AFFIRMED. The appeal by Curry from such summary judgment was not frivolous, however; and accordingly, the motion of Boots & Coots, Inc. for double costs and attorneys' fees pursuant to Fed. R. App. P. 38 is DENIED.