

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 96-11501
Conference Calendar

BILLY FRANK DAVIS,

Plaintiff-Appellant,

versus

DIXIE BURKS, Nurse;
JOHN GAGE, Sheriff,

Defendants-Appellees.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 3:94-CV-1838-H

June 17, 1997

Before SMITH, STEWART, and DENNIS, Circuit Judges.

BY THE COURT:

Billy Frank Davis, Texas prisoner # 529030, has failed to comply with the provisions of the Prison Litigation Reform Act of 1995 (PLRA), Pub. L. No. 104-134, 110 Stat. 1321, within the time specified by the Clerk of this court. Davis' notice of appeal was filed after April 26, 1996, the date the President signed the PLRA; thus, the PLRA applies to this appeal. See Jackson v. Stinnett, 102 F.3d 132, 136-37 (5th Cir. 1996). Accordingly, the appeal is DISMISSED. Fifth Cir. Loc. R. 42.3.

In Carter v. Gonzales, No. 96-50248 (5th Cir. Aug. 29, 1996) (unpublished), we warned Davis that any additional frivolous

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appeals would invite the imposition of sanctions. We now repeat that warning.

APPEAL DISMISSED; WARNING REPEATED.