

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

No. 05-17170

FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT OCT 7, 2008 THOMAS K. KAHN CLERK
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D. C. Docket No. 00-01334 MD-FAM

LEONARD J. KLAY, M.D., et al.,

Plaintiffs,

versus

IAN K. COOK, Dr.,

Defendant-Appellant,

CIGNA DEFENDANTS,
CIGNA HEALTHCARE OF TEXAS, INC.

Defendants-Appellees.

Appeal from the United States District Court
for the Southern District of Florida

(October 7, 2008)

Before EDMONDSON, Chief Judge, ANDERSON, Circuit Judge, and COHILL,*
District Judge.

PER CURIAM:

*Honorable Maurice B. Cohill, Jr., United States District Judge for the Western District of
Pennsylvania, sitting by designation.

After oral argument and careful consideration, we readily conclude that the judgment of the district court is due to be affirmed. For the reasons discussed at oral argument, we conclude that the notice of the class action settlement amply satisfied the requirements of due process. We also conclude that Dr. Cook failed to preserve in the district court his argument that some of his claims were not “finally adjudicated” and thus should have been excluded from the claims released by the settlement agreement.

AFFIRMED.