[DO NOT PUBLISH]

FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT

November 25, 2008

THOMAS K. KAHN CLERK

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 07-15744 Non-Argument Calendar

D. C. Docket No. 07-60818-CV-AJ

JUDY COPELAND, with help of roommate Carl Shell due to Judy Copeland's mental retardation,

Plaintiff,

CARL SHELL,

Proposed Intervenor-Appellant,

versus

HOUSING AUTHORITY OF HOLLYWOOD, TIM SCHWARTZ,

Defendants-Appellees.

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

(November 25, 2008)

Before ANDERSON, CARNES, and HULL, Circuit Judges.

PER CURIAM:

Because we have decided that the district court properly granted summary judgment on Judy Copeland's claims underlying this challenge, <u>see Copeland v.</u> <u>Housing Authority of Hollywood</u>, No. 08-10744 (11th Cir. Nov. __, 2008), Carl Shell's motion to intervene is **DENIED**.