

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT**

United States Court of Appeals  
Fifth Circuit

**FILED**

November 9, 2012

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No. 11-41349  
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Lyle W. Cayce  
Clerk

CHESAPEAKE OPERATING, INC.,

Plaintiff-Appellee

v.

WILBUR DELMAS WHITEHEAD,  
doing business as Whitehead Production Equipment,

Defendant-Appellant

v.

CASH FLOW EXPERTS, INCORPORATED

Defendant-Appellee

\_\_\_\_\_  
Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 2:10-CV-301  
\_\_\_\_\_

Before JOLLY, JONES and GRAVES, Circuit Judges.

PER CURIAM:\*

The court has reviewed this appeal in light of the briefs and pertinent portions of the record, and affirms the district court judgment for essentially the reasons stated by that court. Accordingly, the judgment of the district court is **AFFIRMED**. See 5TH CIRCUIT LOC. RULE 47.6.

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.