## IN THE UNITED STATES COURT OF APPEALS

FOR THE FIFTH CIRCUIT

**United States Court of Appeals** Fifth Circuit

FILED

December 15, 2008

No. 08-50341

Charles R. Fulbruge III Clerk

WABASH NATIONAL TRAILER CENTERS INC.

Plaintiff - Appellant

٧.

NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH. **PENNSYLVANIA** 

Defendant - Appellee

Appeal from the United States District Court for the Western District of Texas, San Antonio (5:06-CV-921)

Before JONES, Chief Judge, JOLLY, Circuit Judge, and MONTALVO, District Judge.\*

PFR CURIAM:\*\*

AFFIRMED. See 5TH CIR. R. 47.6.

<sup>\*</sup> District Judge of the Western District of Texas, sitting by designation.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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