

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

United States Court of Appeals  
Fifth Circuit

**FILED**

December 10, 2010

\_\_\_\_\_  
No. 09-11096  
\_\_\_\_\_

Lyle W. Cayce  
Clerk

L&C CONSULTANTS,

Plaintiff-Appellee

v.

ASH PETROLEUM; JAMES W. PEAK; GENE H. IRWIN,

Defendants-Appellants

\_\_\_\_\_  
Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 3:07-CV-1904  
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Before WIENER, GARZA, and PRADO, Circuit Judges.

PER CURIAM:\*

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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