

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

United States Court of Appeals  
Fifth Circuit

**FILED**

March 3, 2011

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No. 10-20337  
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Lyle W. Cayce  
Clerk

DANIEL M. HOMOLKA, P.A.

Plaintiff - Appellant

v.

CLAYTON A. CLARK; CLARK DEPEW & TRACY, L.L.P.; CLARK  
BURNETT, L.L.P.

Defendants - Appellees

\_\_\_\_\_  
Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 4:09-CV-151  
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Before KING, DAVIS, and SOUTHWICK, 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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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.