

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

United States Court of Appeals  
Fifth Circuit

**FILED**

June 13, 2013

\_\_\_\_\_  
No. 12-60487  
\_\_\_\_\_

Lyle W. Cayce  
Clerk

CLEVE GALE; ALEX GATES, Bankruptcy Trustee,

Plaintiffs-Appellees

v.

TOWN OF COMO, MISSISSIPPI,

Defendant-Appellant

\_\_\_\_\_  
Appeal from the United States District Court  
for the Northern District of Mississippi  
USDC No. 2:09-CV-00169  
\_\_\_\_\_

Before HIGGINBOTHAM, OWEN, and GRAVES, Circuit Judges.

PER CURIAM:\*

For the reasons articulated in the district court's denial of Defendant-Appellant's motion for judgment as a matter of law, remittitur, or a new trial, we AFFIRM. *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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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.