

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 98-3436

C. Dennis Zybuero; Catherine A. Zybuero,	*	
	*	
Appellants,	*	Appeal from the United States
	*	District Court for the Western
v.	*	District of Missouri.
	*	
Marriott Hotel Services, Inc.,	*	[UNPUBLISHED]
	*	
Appellee.	*	

Submitted: July 28, 1999
Filed: August 13, 1999

Before BOWMAN, FAGG, and HANSEN, Circuit Judges.

PER CURIAM.

C. Dennis Zybuero and Catherine A. Zybuero appeal following an adverse jury verdict in the Zybueros' action to recover for injuries suffered when C. Dennis Zybuero slipped and fell in a Marriott Hotel. The Zybueros contend the district court committed error in admitting certain evidence offered by the hotel and in permitting jury argument about this evidence. The Zybueros also contend the district court committed error in submitting a jury instruction that misstated their theory of liability against the hotel. Having reviewed the record in the context of the Zybueros' arguments, we find the record supports the district court's decisions. Because our review involves the application of well-established principles of law in fact intensive circumstances, we

conclude an extensive discussion would serve no useful precedential purpose. We thus affirm the district court without further discussion. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.