

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 00-6156

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JAMES MARK MCDANIEL,

Petitioner - Appellant,

versus

DOUG CATOE, Commissioner of the South Carolina  
Department of Corrections; COLIE RUSHTON,  
Warden of McCormick Correctional Institution;  
CHARLES MOLONY CONDON, Attorney General of the  
State of South Carolina,

Respondents - Appellees.

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Appeal from the United States District Court for the District of  
South Carolina, at Greenville. Dennis W. Shedd, District Judge.  
(CA-99-2391)

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Submitted: March 23, 2000

Decided: March 31, 2000

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Before LUTTIG, WILLIAMS, and MICHAEL, Circuit Judges.

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Dismissed by unpublished per curiam opinion.

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James Mark McDaniel, Appellant Pro Se. Donald John Zelenka, Chief  
Deputy Attorney General, Derrick K. McFarland, OFFICE OF THE  
ATTORNEY GENERAL OF SOUTH CAROLINA, Columbia, South Carolina, for  
Appellees.

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Unpublished opinions are not binding precedent in this circuit.  
See Local Rule 36(c).

PER CURIAM:

James Mark McDaniel appeals the district court's order denying relief on his petition filed under 28 U.S.C.A. § 2254 (West 1994 & Supp. 1999). We have reviewed the record and the district court's opinion accepting the recommendation of the magistrate judge and find no reversible error. Accordingly, we deny a certificate of appealability and dismiss the appeal on the reasoning of the district court. See McDaniel v. Catoe, No. CA-99-2391 (D.S.C. Dec. 13, 1999). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

DISMISSED