

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 00-7202

GORDON R. SCHENKELBERGER,

Petitioner - Appellant,

versus

RONALD ANGELONE,

Respondent - Appellee.

No. 01-7743

GORDON R. SCHENKELBERGER,

Petitioner - Appellant,

versus

RONALD ANGELONE,

Respondent - Appellee.

Appeals from the United States District Court for the Eastern District of Virginia, at Alexandria. Gerald Bruce Lee, District Judge. (CA-00-963-AM)

Submitted: November 27, 2001

Decided: December 6, 2001

Before WIDENER, TRAXLER, and GREGORY, Circuit Judges.

Dismissed by unpublished per curiam opinion.

Gordon R. Schenkelberger, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

In these consolidated appeals, Gordon R. Schenkelberger* seeks to appeal the district court's orders denying relief without prejudice on his petition filed under 28 U.S.C.A. § 2254 (West 1994 & Supp. 2001) and denying his Fed. R. Civ. P. 60(b) motion for reconsideration. We have reviewed the record and the district court's orders and find no reversible error. Accordingly, we deny a certificate of appealability and dismiss the appeals on the district court's reasoning that the petition is untimely. Schenkelberger v. Angelone, No. CA-00-963-AM (E.D. Va. filed Aug. 15, 2001 & entered Aug. 16, 2001). Schenkelberger's motion for appointment of counsel is denied. 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

* Throughout much of the district court record, the Petitioner's name is spelled "Scherkelberger." In fact, the correct spelling is "Schenkelberger."