

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

---

**No. 01-6138**

---

HARVEY E. TUNSTALL,

Plaintiff - Appellant,

versus

CORPORAL WARE; CORPORAL WHITE; CORPORAL  
THOMPSON, Deputy Sheriffs/Jail Security; CAP-  
TAIN GERBER, Chief, Confinement Branch; MAJOR  
M.P. JACKSON, Commander, Correctional Services  
Division,

Defendants - Appellees.

---

Appeal from the United States District Court for the Eastern  
District of Virginia, at Alexandria. Barry R. Poretz, Magistrate  
Judge. (CA-00-528)

---

Submitted: April 13, 2001

Decided: April 24, 2001

---

Before WIDENER, NIEMEYER, and KING, Circuit Judges.

---

Affirmed by unpublished per curiam opinion.

---

Harvey E. Tunstall, Appellant Pro Se. James R. Parish, BRANDT,  
JENNINGS, ROBERTS, DAVIS & SNEE, Falls Church, Virginia, for  
Appellees.

---

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Harvey E. Tunstall appeals the magistrate judge's order denying relief on his 42 U.S.C.A. § 1983 (West Supp. 2000) complaint.\* We have reviewed the record and the magistrate judge's opinion and find no reversible error. Accordingly, we affirm on the reasoning of the magistrate judge. Tunstall v. Ware, No. CA-00-528 (E.D. Va. Dec. 12, 2000). 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.

AFFIRMED

---

\* The parties consented to the magistrate judge's jurisdiction pursuant to 28 U.S.C. § 636(c) (1994).