

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 01-8044**

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SHANE L. ELLISON,

Petitioner - Appellant,

versus

RONALD J. ANGELONE, Director of Virginia  
Department of Corrections,

Respondent - Appellee.

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Appeal from the United States District Court for the Eastern  
District of Virginia, at Alexandria. Claude M. Hilton, Chief  
District Judge. (CA-01-751-AM)

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Submitted: September 25, 2002

Decided: October 8, 2002

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Before WIDENER, NIEMEYER, and LUTTIG, Circuit Judges.

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Dismissed by unpublished per curiam opinion.

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Shane L. Ellison, Appellant Pro Se. Steven Andrew Witmer, OFFICE  
OF THE ATTORNEY GENERAL OF VIRGINIA, Richmond, Virginia, for  
Appellee.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Shane L. Ellison seeks to appeal the district court's order denying relief on his petition filed under 28 U.S.C. § 2254 (2000). We have reviewed the record and the district court's opinion and conclude on the reasoning of the district court that Ellison has not made a substantial showing of the denial of a constitutional right. See Ellison v. Angelone, No. CA-01-751-AM (E.D. Va. Nov. 8, 2001). Accordingly, we deny a certificate of appealability and dismiss the appeal. See U.S.C. § 2253(c) (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.

DISMISSED