

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 02-6632

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

ALBERT SHAW NELSON,

Defendant - Appellant.

Appeal from the United States District Court for the District of South Carolina, at Orangeburg. Cameron M. Currie, District Judge. (CR-95-333, CA-99-4168-5-22)

Submitted: November 18, 2002

Decided: March 7, 2003

Before MICHAEL, MOTZ, and KING, Circuit Judges.

Dismissed by unpublished per curiam opinin.

Robert Allen Ratliff, ROBERTS, SHIELDS, GREEN, LANDRY & RATLIFF, Mobile, Alabama, for Appellant. Marvin Jennings Caughman, Assistant United States Attorney, Columbia, South Carolina, for Appellee.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Albert Shaw Nelson seeks to appeal the district court's orders denying relief on his motion filed under 28 U.S.C. § 2255 (2000) and denying his motion under Fed. R. Civ. P. 59(e). We have reviewed the record and conclude substantially for the reasons stated by the district court that Nelson has not made a substantial showing of the denial of a constitutional right. See United States v. Nelson, Nos. CR-95-333; CA-99-4168-5-22 (D.S.C. Aug 1, 2001; Oct. 1, 2001); Boeckenhaupt v. United States, 537 F.2d 1182, 1183 (4th Cir. 1976). Accordingly, we deny a certificate of appealability and dismiss the appeal. See 28 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