

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 04-1851**

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LAMINE M. DIACK,

Plaintiff - Appellant,

versus

WHOLE FOODS MARKET, INCORPORATED,

Defendant - Appellee.

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Appeal from the United States District Court for the District of Maryland, at Greenbelt. Roger W. Titus, District Judge. (CA-03-2417-8-RWT)

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Submitted: January 13, 2005

Decided: January 19, 2005

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Before WIDENER, NIEMEYER, and GREGORY, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Lamine M. Diack, Appellant Pro Se. Steven R. Semler, OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C., Washington, D.C., for Appellee.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Lamine M. Diack appeals the district court's order awarding summary judgment to the Defendant on his employment discrimination action filed pursuant to Title VII of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000e to 2000e-17 (2000). We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. See Diack v. Whole Foods Market, Inc., No. CA-03-2417-8-RWT (D. Md. June 8, 2004). 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