

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 05-6208

HENRY EDWARD GARDNER,

Plaintiff - Appellant,

versus

HELEN F. FAHEY, Chairperson of the Virginia Parole Board, sued in her official capacity; DAVID HARKER, Vice-Chairman of the Virginia Parole Board, sued in his official capacity; CAROLE SIEVERS, Member of the Virginia Parole Board, sued in her official capacity; HERBERT COULTON, Member of the Virginia Parole Board, sued in his official capacity; MICHAEL HAWES, Member of the Virginia Parole Board, sued in his official capacity; ALTON BASKERVILLE, Warden, Powhatan Correctional Center, sued in his official capacity; TERRY MARSH, Virginia Department of Corrections, sued in her official capacity; THERESA WARD, Detainer Coordinator, Virginia Department of Corrections, sued in her official capacity,

Defendants - Appellees.

Appeal from the United States District Court for the Eastern District of Virginia, at Richmond. David G. Lowe, Magistrate Judge. (CA-04-170)

Submitted: June 8, 2005

Decided: June 28, 2005

Before LUTTIG, WILLIAMS, and MICHAEL, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Brent A. Jackson, JACKSON LAW GROUP, Richmond, Virginia, for Appellant. Judith W. Jagdmann, Attorney General, Richard C. Vorhis, Assistant Attorney General, Richmond, Virginia, for Appellees.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Henry Edward Gardner appeals the magistrate judge's order granting summary judgment to the Defendants and dismissing his civil rights complaint.* We have reviewed the record and the magistrate judge's memorandum opinion and affirm on the reasoning of the magistrate judge. See Gardner v. Fahey, No. CA-04-170 (E.D. Va. Jan. 5, 2005). 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

*This case was decided by the magistrate judge upon consent of the parties under 28 U.S.C. § 636(c)(1) (2000).