

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 05-7781

RICHARD DOUGLAS MURRAY, SR.,

Plaintiff - Appellant,

versus

STATE OF WEST VIRGINIA, ex rel.; DARRELL V.
MCGRAW, JR., Attorney General; JAMES
RUBENSTEIN, Commissioner, D.O.C.; WILLIAM S.
HAINES, Warden, H.C.C.; HONORABLE GRAY SILVER;
HONORABLE CHRISTOPHER WILKES, Judge 23rd
Judicial Circuit,

Defendants - Appellees.

Appeal from the United States District Court for the Southern
District of West Virginia, at Charleston. John T. Copenhaver, Jr.,
District Judge. (CA-05-796-2)

Submitted: May 10, 2006

Decided: June 1, 2006

Before WILKINSON, WILLIAMS, and MICHAEL, Circuit Judges.

Dismissed by unpublished per curiam opinion.

Richard Douglas Murray, Sr., Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Richard D. Murray, Sr., seeks to appeal the district court's order denying his objection to the standing order referring his case to a magistrate judge for report and recommendation. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (2000), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (2000); Fed. R. Civ. P. 54(b); Cohen v. Beneficial Indus. Loan Corp., 337 U.S. 541 (1949). The order Murray seeks to appeal is neither a final order nor an appealable interlocutory or collateral order. Accordingly, we deny Murray's motion for appointment of counsel and dismiss the appeal for lack of jurisdiction. 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