

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 06-7405

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

RUSSELL LEE EBERSOLE,

Defendant - Appellant.

No. 07-6197

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

RUSSELL LEE EBERSOLE,

Defendant - Appellant.

Appeals from the United States District Court for the Eastern District of Virginia, at Alexandria. Leonie M. Brinkema, District Judge. (1:03-cr-00112-LMB)

Submitted: July 24, 2007

Decided: July 26, 2007

Before WILKINSON, TRAXLER, and DUNCAN, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Russell Lee Ebersole, Appellant Pro Se. Thomas Higgins McQuillan,
OFFICE OF THE UNITED STATES ATTORNEY, Alexandria, Virginia, for
Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Following his convictions on twenty-five counts of wire fraud, in violation of 18 U.S.C.A. § 1343 (West Supp. 2007), and two counts of presenting false claims to the government, in contravention of 18 U.S.C. § 287 (2000), and his unsuccessful appeal of his convictions, Russell Lee Ebersole filed post-judgment motions which are the subject of these consolidated appeals. In Appeal No. 07-6197, Ebersole challenges the district court's orders denying his motion for a new trial and related motions, and denying his motion for reconsideration. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. United States v. Ebersole, No. 1:03-cr-00112-LMB (E.D. Va. July 25, 2006 & Jan. 26, 2007). In Appeal No. 06-7405, Ebersole appeals the district court's order denying his motion for immediate release. By failing to raise this claim in his informal brief, Ebersole has waived this issue. See 4th Cir. R. 34(b). Ebersole's motion to stay the subject appeals pending his recovery from surgery is denied. We also deny as moot his motion for a stay or extension of time to file his informal brief in Appeal No. 07-6197. 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