

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 08-6567**

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JAY TIMOTHY LURZ,

Plaintiff - Appellant,

v.

JON P. GALLEY, Warden; C. E. JONES, Ofc.; BUTLER, Capt.; A.  
GONZALES; J. L. MCFARLAND, Ofc., CO 2; J. SHIMKO, Ofc., CO  
2,

Defendants - Appellees.

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Appeal from the United States District Court for the District of  
Maryland, at Baltimore. Andre M. Davis, District Judge.  
(1:07-cv-00070-AMD)

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Submitted: September 30, 2008                      Decided: October 9, 2008

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Before KING and DUNCAN, Circuit Judges, and HAMILTON, Senior  
Circuit Judge.

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Affirmed by unpublished per curiam opinion.

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Jay Timothy Lurz, Appellant Pro Se. Stephanie Judith Lane-  
Weber, Assistant Attorney General, Phillip Michael Pickus,  
OFFICE OF THE ATTORNEY GENERAL OF MARYLAND, Baltimore, Maryland,  
for Appellees.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Jay Timothy Lurz appeals the district court's order denying relief on his 42 U.S.C. § 1983 (2000) complaint. We have reviewed the record and find no reversible error. Accordingly, we deny his motion for appointment of counsel and affirm for the reasons stated by the district court. See Lurz v. Galley, No. 1:07-cv-00070-AMD (D. Md. Mar. 10, 2008). 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