

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 09-1165**

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BERTHA L. CUMMINGS,

Plaintiff - Appellant,

v.

EDDIE N. MOORE, JR., President, Virginia State University;  
JANET DUGGER, Virginia State University Police Department;  
MICHAEL C. WALLACE, Virginia State University Police  
Department; RANDY SYKES, Virginia State University Police  
Department; TROY COVINGTON, Virginia State University Police  
Department; MELVIN C. JONES, Virginia State University  
Police Department,

Defendants - Appellees.

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Appeal from the United States District Court for the Eastern  
District of Virginia, at Richmond. James R. Spencer, Chief  
District Judge. (3:08-cv-00579-JRS)

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Submitted: April 20, 2009

Decided: June 4, 2009

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Before MICHAEL, KING, and SHEDD, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Bertha L. Cummings, Appellant Pro Se. Ronald Nicholas Regnery,  
OFFICE OF THE ATTORNEY GENERAL OF VIRGINIA, Richmond, Virginia,  
for Appellees.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Bertha L. Cummings appeals the district court's order granting Defendants' motion to dismiss her sexual harassment and retaliation claims, in violation of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §§ 2000e to 2000e-17 (2000), and the Virginia Human Rights Act, Va. Code Ann. §§ 2.2-3900 to 2.2-3902 (2008), as well as her state law tort claims. We have reviewed the record and find no reversible error. Accordingly, we deny Cummings' motion for appointment of counsel and affirm the district court's order. See Cummings v. Moore, No. 3:08-cv-00579-JRS (E.D. Va. Jan. 26, 2009). 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