

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

---

**No. 09-6308**

---

RICHARD HATCH,

Plaintiff - Appellant,

v.

DOMINIC A. GUTIERREZ, SR.; WAYNE PHILLIPS, Warden; LEWIS  
BRESKOACH, Health Services Administrator; VERONICA  
FERNANDEZ, Case Management Coordinator; DANIEL J. HICKEY,  
DMD, Chief Dental Officer; RENEE CROGAN, Assistant Health  
Administrator,

Defendants - Appellees.

---

Appeal from the United States District Court for the Northern  
District of West Virginia, at Elkins. Robert E. Maxwell, Senior  
District Judge. (2:07-cv-00104-REM-JSK)

---

Submitted: July 31, 2009

Decided: November 2, 2010

---

Before GREGORY and AGEE, Circuit Judges, and HAMILTON, Senior  
Circuit Judge.

---

Affirmed by unpublished per curiam opinion.

---

Richard Hatch, Appellant Pro Se. Betsy C. Jividen, Assistant  
United States Attorney, Daniel W. Dickinson, Jr., OFFICE OF THE  
UNITED STATES ATTORNEY, Wheeling, West Virginia, for Appellee.

---

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Richard Hatch appeals the district court's order accepting the recommendation of the magistrate judge and denying relief on his complaint filed pursuant to Bivens v. Six Unknown Named Agents of Fed. Bureau of Narcotics, 403 U.S. 388 (1971). We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. Hatch v. Gutierrez, No. 2:07-cv-00104-REM-JSK (N.D. W. Va. Feb. 11, 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