

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 09-7468**

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IAN AULDEN CAMPBELL,

Petitioner - Appellant,

v.

ROY A. COOPER, III; FREDERICK HUBBARD,

Respondents - Appellees.

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Appeal from the United States District Court for the Eastern  
District of North Carolina, at Raleigh. Terrence W. Boyle,  
District Judge. (5:07-hc-02201-BO)

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Submitted: February 23, 2010

Decided: March 4, 2010

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Before WILKINSON, KING, and DAVIS, Circuit Judges.

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Dismissed by unpublished per curiam opinion.

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Ann Bach Petersen, GLOVER & PETERSEN, PA, Chapel Hill, North  
Carolina, for Appellant. Clarence Joe DelForge, III, Assistant  
Attorney General, Raleigh, North Carolina, for Appellees.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Ian Aulden Campbell seeks to appeal the district court's orders denying relief on his 28 U.S.C. § 2254 (2006) petition, and denying reconsideration of that order under Fed. R. Civ. P. 59(e). The orders are not appealable unless a circuit justice or judge issues a certificate of appealability. See 28 U.S.C. § 2253(c)(1) (2006). A certificate of appealability will not issue absent "a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2) (2006). A prisoner satisfies this standard by demonstrating that reasonable jurists would find that any assessment of the constitutional claims by the district court is debatable or wrong and that any dispositive procedural ruling by the district court is likewise debatable. See Miller-El v. Cockrell, 537 U.S. 322, 336-38 (2003); Slack v. McDaniel, 529 U.S. 473, 484 (2000); Rose v. Lee, 252 F.3d 676, 683-84 (4th Cir. 2001). We have independently reviewed the record and conclude that Campbell has not made the requisite showing. Accordingly, we deny a certificate of appealability and dismiss the appeal. 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