

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 11-6472

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

ERIC MICHAEL TURNER, a/k/a Boo,

Defendant - Appellant.

Appeal from the United States District Court for the Northern District of West Virginia, at Martinsburg. John Preston Bailey, Chief District Judge. (3:97-cr-00020-JPB-JES-1)

Submitted: October 18, 2011

Decided: October 20, 2011

Before WILKINSON, MOTZ, and DIAZ, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Eric Michael Turner, Appellant Pro Se. Paul Thomas Camilletti, Assistant United States Attorney, Martinsburg, West Virginia; Zelda Elizabeth Wesley, Assistant United States Attorney, Clarksburg, West Virginia, for Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Eric Michael Turner appeals the district court's order accepting the magistrate judge's recommendation and denying his motion for a new trial. We have reviewed the record and find no reversible error. See United States v. Bynum, 3 F.3d 769, 773-74 (4th Cir. 1993) (reviewing denial of motion for a new trial for abuse of discretion; providing test for motion). Accordingly, we affirm for the reasons stated by the district court. United States v. Turner, No. 3:97-cr-00020-JPB-JES-1 (N.D.W. Va. Mar. 22, 2011). 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