

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 11-7172

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

ABRIEL DONTEA DOVE,

Defendant - Appellant.

Appeal from the United States District Court for the Eastern District of North Carolina, at Raleigh. Terrence W. Boyle, District Judge. (4:08-cr-00040-BO-1; 4:11-cv-00034-BO)

Submitted: February 9, 2012

Decided: February 14, 2012

Before WILKINSON, AGEE, and FLOYD, Circuit Judges.

Dismissed by unpublished per curiam opinion.

Abriel Donteá Dove, Appellant Pro Se. Michael Gordon James, OFFICE OF THE UNITED STATES ATTORNEY, Raleigh, North Carolina, for Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Abriel Donte Dove seeks to appeal the district court's order sealing certain documents. Although Dove's informal brief to this court also assigns error to the district court's ultimate denial of relief on his 28 U.S.C.A. § 2255 (West Supp. 2011) motion, his premature notice of appeal, filed before the district court ordered the dismissal of his motion, fails to perfect an appeal of that order. In re Bryson, 406 F.3d 284, 287-89 (4th Cir. 2005).

Furthermore, this court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (2006), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (2006); Fed. R. Civ. P. 54(b); Cohen v. Beneficial Indus. Loan Corp., 337 U.S. 541, 545-46 (1949). The district court's order sealing certain documents is neither a final order nor an appealable interlocutory or collateral order. Accordingly, we dismiss the appeal for lack of jurisdiction.

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