

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 12-2164**

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In Re: GERALD FELTON,  
  
Petitioner.

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On Petition for Writ of Mandamus.  
(5:93-cr-00123-F-1)

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Submitted: January 4, 2013                      Decided: January 11, 2013

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Before NIEMEYER, MOTZ, and DAVIS, Circuit Judges.

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Petition denied by unpublished per curiam opinion.

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Gerald Felton, Petitioner Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Gerald Felton petitions for a writ of mandamus, alleging that the district court has unduly delayed in ruling on his motion under Fed. R. Civ. P. 60(b). He seeks an order from this court directing the district court to act. We find that the present record does not reveal undue delay in the district court. Accordingly, we deny the mandamus petition. We deny leave to proceed in forma pauperis and dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

PETITION DENIED