

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 13-1223**

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RODERICO RAMIREZ RODRIGUEZ, Individually and as Father and  
Natural Guardian of J.L.R.P., minor,

Plaintiff - Appellant,

v.

JOHN F. KERRY, Secretary of State, U. S. Department of  
State; JANET NAPOLITANO, Secretary, U. S. Department of  
Homeland Security; DONALD NEUFELD, Associate Director,  
U.S.C.I.S. Service Center Operations Directorate,

Defendants - Appellees.

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Appeal from the United States District Court for the Eastern  
District of North Carolina, at Raleigh. W. Earl Britt, Senior  
District Judge. (5:12-cv-00252-BR)

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Submitted: July 17, 2013

Decided: August 6, 2013

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Before DAVIS, KEENAN, and DIAZ, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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James A. Satcher, Jr., Rome, Georgia, for Appellant. Stuart F.  
Delery, Acting Assistant Attorney General, Jeffrey S. Robins,  
Assistant Director, Craig A. Defoe, Office of Immigration  
Litigation, UNITED STATES DEPARTMENT OF JUSTICE, Washington,  
D.C., for Respondents.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Roderico Ramirez Rodriguez appeals the district court's order dismissing his civil complaint for lack of subject matter jurisdiction under the doctrine of consular nonreviewability and for failure to state a claim. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. Ramirez Rodriguez v. Clinton,\* Case No. 5:12-cv-00252-BR (E.D.N.C. Jan. 22, 2013). We 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.

AFFIRMED

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\* On appeal, John F. Kerry has been substituted for his predecessor, Hillary Rodham Clinton, as Secretary of State. See Fed. R. App. P. 43(c)(2).