

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 95-2500**

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JIMMY W. WILLIAMS,

Plaintiff - Appellant,

versus

U.S. DEPARTMENT OF DEFENSE; JIMMY A. SMOTHERMON,  
Director, Directorate for Retired/Annuitant Pay,  
Defense Finance and Accounting Office,

Defendants - Appellees.

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Appeal from the United States District Court for the Eastern Dis-  
trict of Virginia, at Norfolk. Rebecca B. Smith, District Judge.  
(CA-95-353-2)

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Submitted: March 21, 1996

Decided: April 2, 1996

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Before NIEMEYER and MICHAEL, Circuit Judges, and BUTZNER, Senior  
Circuit Judge.

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Affirmed by unpublished per curiam opinion.

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Jimmy W. Williams, Appellant Pro Se. Michael Anson Rhine, OFFICE  
OF THE UNITED STATES ATTORNEY, Norfolk, Virginia, for Appellees.

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Unpublished opinions are not binding precedent in this circuit.  
See Local Rule 36(c).

PER CURIAM:

Appellant appeals from the district court's order granting summary judgment to Defendants and dismissing without prejudice his potential claims under the Federal Tort Claims Act, 28 U.S.C. §§ 2675(a), 2679(b)(1) (1988), pending exhaustion of his administrative remedies. We have reviewed the record and the district court's opinion and find no reversible error. The district court correctly determined that the majority of the jurisdictional bases alleged by Appellant did not apply to his claims. Further, the court correctly determined that the FTCA claim was not exhausted. Finally, as the court noted, to the extent that Appellant sought to raise a claim under Bivens v. Six Unknown Named Agents of Fed. Bureau of Narcotics, 403 U.S. 388 (1971), his claims were too vague to state a cause of action. Accordingly, we affirm the district court's order. 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