

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 95-7483

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SAMUEL C. HOLLOWAY,

Petitioner - Appellant,

versus

JOHN JABE, Warden,

Respondent - Appellee.

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Appeal from the United States District Court for the Eastern District of Virginia, at Richmond. David G. Lowe, Magistrate Judge. (CA-95-439-R)

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Submitted: January 30, 1996

Decided: February 9, 1996

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Before HALL and MOTZ, Circuit Judges, and CHAPMAN, Senior Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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Samuel C. Holloway, Appellant Pro Se. Katherine P. Baldwin, OFFICE OF THE ATTORNEY GENERAL OF VIRGINIA, Richmond, Virginia, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Appellant seeks to appeal the magistrate judge's order\* denying relief on his 28 U.S.C. § 2254 (1988) petition. We have reviewed the record and the magistrate judge's opinion and find no reversible error. Accordingly, we deny a certificate of probable cause to appeal and dismiss the appeal on the reasoning of the magistrate judge. Holloway v. Jabe, No. CA-95-439-R (E.D. Va. Aug. 30, 1995). 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

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\* The parties consented to the jurisdiction of the magistrate judge under 28 U.S.C. § 636(c) (1988).