

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 96-6261**

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RONNIE L. SIMMONS, SR.,

Plaintiff - Appellant,

versus

H. R. POWELL, Warden; W. COPELAND, Assistant  
Warden; JAMES POPE, DCE Principal; J. DAVID,  
DCE Regional Director,

Defendants - Appellees.

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Appeal from the United States District Court for the Eastern Dis-  
trict of Virginia, at Norfolk. John A. MacKenzie, Senior District  
Judge. (CA-95-1143)

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Submitted: August 22, 1996

Decided: September 3, 1996

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Before RUSSELL, HALL, and WILLIAMS, Circuit Judges.

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Dismissed by unpublished per curiam opinion.

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Ronnie L. Simmons, Sr., Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.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 overruling his objections to the assessed partial filing fee and granting him an additional thirty days to pay the fee. We dismiss the appeal for lack of jurisdiction because the order is not appealable. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (1988), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (1988); Fed. R. Civ. P. 54(b); Cohen v. Beneficial Indus. Loan Corp., 337 U.S. 541 (1949). The order here appealed is neither a final order nor an appealable interlocutory or collateral order.

We dismiss the appeal as interlocutory. 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