

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 97-1617

YIQUN GUO,

Plaintiff - Appellant,

versus

THE RYLAND GROUP, INCORPORATED,

Defendant - Appellee,

and

ARLENE MALECH; DOUGLAS TOWNSEND,

Defendants.

Appeal from the United States District Court for the District of Maryland, at Baltimore. J. Frederick Motz, Chief District Judge. (CA-95-1319-JFM)

Submitted: August 5, 1997

Decided: August 25, 1997

Before HALL, WILKINS, and HAMILTON, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Yiqun Guo, Appellant Pro Se. Richard J. Hafets, Eric Paltell, PIPER & MARBURY, Baltimore, Maryland, for Appellee.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Appellant, Yiqun Guo, appeals the district court's orders awarding costs to the Defendant Ryland Group and denying Guo's motion for reconsideration of the order. We have reviewed the record and the district court's opinion and find no reversible error. Accordingly, we affirm on the reasoning of the district court. Guo v. Ryland Group, Inc., No. CA-95-1319-JFM (D. Md. Apr. 2, 1997; April 15, 1997). We find that the district court properly denied Guo's motion for reconsideration because the clerk's order awarding costs to Ryland Group was not barred by res judicata. Res judicata is inapplicable to the bill of costs award because the prior denial of attorneys' fees decided a separate issue and did not implicate the bill of costs. We deny Ryland's motion to dismiss the appeal. 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