

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 97-6769**

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FEDERICO J. HEADLEY,

Plaintiff - Appellant,

versus

MICHAEL A. SHUPE, Corrections Institution  
Operation Officer of Buckingham Correctional  
Center; MAEBELLE HOLMAN-BROWN, Postal Assis-  
tant of Buckingham Correctional Center,

Defendants - Appellees.

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Appeal from the United States District Court for the Western Dis-  
trict of Virginia, at Roanoke. James C. Turk, District Judge.  
(CA-96-936)

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Submitted: November 6, 1997

Decided: November 25, 1997

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Before WIDENER and LUTTIG, Circuit Judges, and BUTZNER, Senior  
Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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Federico J. Headley, Appellant Pro Se. Mark Ralph Davis, OFFICE  
OF THE ATTORNEY GENERAL OF VIRGINIA, Richmond, 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Unpublished opinions are not binding precedent in this circuit.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 the district court's orders denying his motion to recuse and motion for a temporary restraining order. We dismiss the appeal for lack of jurisdiction because the orders are not appealable. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (1994), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (1994); 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

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\* We also note that to the extent Appellant appeals the denial of his temporary restraining order, it is moot.