

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 97-6978**

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VICTOR MANUEL PINILLA,

Plaintiff - Appellant,

versus

TIMOTHY MALFITANO; CHIEF OF POLICE, Jackson-  
ville, North Carolina; JOHN DOE, unknown  
Jacksonville Police Department personnel;  
HERRERA SERGIO; SELOBY STEVEN; ROBERT ALBERT,

Defendants - Appellees.

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Appeal from the United States District Court for the Eastern  
District of North Carolina, at Raleigh. W. Earl Britt, Senior  
District Judge. (CA-95-1064-5-BR)

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Submitted: July 2, 1998

Decided: July 17, 1998

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Before NIEMEYER and HAMILTON, Circuit Judges, and HALL, Senior  
Circuit Judge.

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Affirmed by unpublished per curiam opinion.

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Victor Manuel Pinilla, Appellant Pro Se. Marshall Fulton Dotson,  
Jr., WARLICK, MILSTED, DOTSON & CARTER, Jacksonville, North Caro-  
lina; Clay Allen Collier, CROSSLEY, MCINTOSH, PRIOR & COLLIER,  
Wilmington, North Carolina, 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Unpublished opinions are not binding precedent in this circuit.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 order denying relief on his 42 U.S.C. § 1983 (1994) complaint. We have reviewed the record and the district court's opinion accepting the magistrate judge's recommendation and find no reversible error. Accordingly, we affirm on the reasoning of the district court. Pinilla v. Malfitano, No. CA-95-1064-5-BR (E.D.N.C. May 21, 1997, June 12, 1997). 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