

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 97-7864

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

COLLIN HENRY, a/k/a Roy Mitchell,

Defendant - Appellant.

Appeal from the United States District Court for the District of Maryland, at Baltimore. Frederic N. Smalkin, District Judge. (CR-89-362-S, CA-97-3646-S)

Submitted: March 26, 1998

Decided: April 7, 1998

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

Dismissed by unpublished per curiam opinion.

Collin Henry, Appellant Pro Se. Beth Perovich Gesner, Assistant United States Attorney, Greenbelt, Maryland, for Appellee.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Appellant seeks to appeal the district court's orders denying his motion filed under 28 U.S.C.A. § 2255 (West 1994 & Supp. 1997) and denying his motion for reconsideration. We have reviewed the record and the district court's opinion and find no reversible error. Accordingly, we deny a certificate of appealability and dismiss the appeal on the reasoning of the district court that Appellant failed to obtain authorization to file this successive motion pursuant to 28 U.S.C.A. § 2244 (West 1994 & Supp. 1997). United States v. Henry, Nos. CR-89-362-S; CA-97-3646-S (D. Md. Oct. 22, 1997; Nov. 14, 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.

DISMISSED