

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 98-6040**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

FITZ MCKENZIE, a/k/a LaBee, a/k/a LaBe, a/k/a  
Dave, a/k/a Tim,

Defendant - Appellant.

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Appeal from the United States District Court for the Eastern  
District of Virginia, at Norfolk. Henry C. Morgan, Jr., District  
Judge. (CR-93-4-N, CA-97-686)

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Submitted: September 10, 1998                      Decided: September 23, 1998

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Before MURNAGHAN, MICHAEL, and MOTZ, Circuit Judges.

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Dismissed by unpublished per curiam opinion.

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Fitz McKenzie, Appellant Pro Se. Kevin Michael Comstock, OFFICE OF  
THE UNITED STATES ATTORNEY, Norfolk, Virginia, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.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. 1998). 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. United States v. McKenzie, Nos. CR-93-4-N; CA-97-686 (E.D. Va. Dec. 15, 1997; Dec. 17, 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