

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 98-6770**

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TONY WAYNE COVEY,

Petitioner - Appellant,

versus

RONALD ANGELONE, Director, Virginia Department  
of Corrections; ATTORNEY GENERAL OF THE COM-  
MONWEALTH OF VIRGINIA,

Respondents - Appellees.

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Appeal from the United States District Court for the Western Dis-  
trict of Virginia, at Roanoke. Jackson L. Kiser, Senior District  
Judge. (CA-97-806-R)

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Submitted: October 20, 1998

Decided: November 4, 1998

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Before WILKINS and HAMILTON, Circuit Judges, and BUTZNER, Senior  
Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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Tony Wayne Covey, Appellant Pro Se. Robert H. Anderson, III,  
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Unpublished opinions are not binding precedent in this circuit.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:

Tony Wayne Covey seeks to appeal the district court's order denying relief on his petition filed under 28 U.S.C.A. § 2254 (West 1994 & Supp. 1998). We have reviewed the record and the district court's opinion and find no reversible error. Accordingly, we deny Covey's motion for a certificate of appealability and dismiss the appeal on the reasoning of the district court. Covey v. Angelone, No. CA-97-806-R (W.D. Va. Apr 27, 1998). 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