

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 99-6499**

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DOUGLAS CLAYTON O'NEAL,

Petitioner - Appellant,

versus

GERALDINE P. MIRO, Warden at Allendale Correctional Institution; CHARLES M. CONDON, Attorney General,

Respondents - Appellees.

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Appeal from the United States District Court for the District of South Carolina, at Charleston. C. Weston Houck, Chief District Judge. (CA-98-826-2-12)

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Submitted: August 19, 1999

Decided: August 25, 1999

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Before WIDENER and KING, Circuit Judges, and PHILLIPS, Senior Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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Douglas Clayton O'Neal, Appellant Pro Se. Donald John Zelenka, Chief Deputy Attorney General, Columbia, South Carolina, for Appellees.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Douglas Clayton O'Neal seeks to appeal the district court's order denying relief on his petition filed under 28 U.S.C.A. § 2254 (West 1994 & Supp. 1999). We have reviewed the record and the district court's opinion accepting the recommendation of the magistrate judge and find no reversible error. Accordingly, we deny a certificate of appealability and dismiss the appeal on the reasoning of the district court. See O'Neal v. Miro, No. CA-98-826-2-12 (D.S.C. Mar. 17, 1999). 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