

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 99-7521**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

KEMBA NIAMBI SMITH,

Defendant - Appellant.

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Appeal from the United States District Court for the Eastern District of Virginia, at Norfolk. Robert G. Doumar, Senior District Judge. (CR-93-162, CA-97-411-2-02)

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Submitted: April 25, 2000

Decided: August 17, 2000

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

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Dismissed by unpublished per curiam opinion.

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Donald James Munro, Heather Hanson Anderson, SHEA & GARDNER, Washington, D.C.; George Kendall, NAACP LEGAL DEFENSE & EDUCATIONAL FUND, New York, New York; Laura Ellen Hankins, Washington, D.C., for Appellant. Fernando Groene, 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Unpublished opinions are not binding precedent in this circuit.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:

Kemba Niambi Smith appeals the district court's orders denying her motions filed under 28 U.S.C.A. § 2255 (West Supp. 1999) and Fed. R. Civ. P. 59(e). We have reviewed the record and the district court's orders and find no reversible error. Accordingly, we deny a certificate of appealability and dismiss the appeal on the reasoning of the district court. See United States v. Smith, Nos. CR-93-162; CA-97-411-2-02 (E.D. Va. Aug. 4 & Oct. 1, 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