

Filed: May 9, 2000

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 99-7594
(CR-96-8-F, CA-98-133-4-F)

United States of America,

Plaintiff - Appellee,

versus

Dennis Ray Gordon,

Defendant - Appellant.

O R D E R

The court amends its opinion filed May 2, 2000, as follows:

On the cover sheet, section 7, line 2 -- attorney Brett Alan Sagel is deleted from the counsel listing.

For the Court - By Direction

/s/ Patricia S. Connor
Clerk

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 99-7594

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

DENNIS RAY GORDON,

Defendant - Appellant.

Appeal from the United States District Court for the Eastern District of North Carolina, at New Bern. James C. Fox, District Judge. (CR-96-8-F, CA-98-133-4-F)

Submitted: April 27, 2000

Decided: May 2, 2000

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

Dismissed by unpublished per curiam opinion.

Dennis Ray Gordon, Appellant Pro Se. Robert Edward Skiver, Assistant United States Attorney, Raleigh, North Carolina, for Appellee.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Dennis Ray Gordon seeks to appeal the district court's order denying his motion filed under 28 U.S.C.A. § 2255 (West Supp. 1999). 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. See United States v. Gordon, Nos. CR-96-8-F; CA-98-133-4-F (E.D.N.C. Sept. 28, 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