

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 00-6564**

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STEVEN T. HARTLESS,

Petitioner - Appellant,

versus

RONALD J. ANGELONE, Director of the Virginia  
Department of Corrections,

Respondent - Appellee,

JAMES M. HARTLESS, SR.,

Movant.

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Appeal from the United States District Court for the Eastern Dis-  
trict of Virginia, at Norfolk. Rebecca B. Smith, District Judge.  
(CA-99-445-2)

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Submitted: June 15, 2000

Decided: June 26, 2000

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Before NIEMEYER and MOTZ, Circuit Judges, and HAMILTON, Senior Cir-  
cuit Judge.

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Dismissed by unpublished per curiam opinion.

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Steven T. Hartless, Appellant Pro Se. Richard Bain Smith, Assis-  
tant Attorney General, Richmond, Virginia, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Steven T. Hartless seeks to appeal the district court's order dismissing his petition filed under 28 U.S.C.A. § 2254 (West 1994 & Supp. 2000) as untimely filed. 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 Hartless v. Angelone, No. CA-99-445-2 (E.D. Va. Mar. 16, 2000). 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