

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 00-7023**

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In Re: ORRANDY GOODWYN,

Petitioner.

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On Petition for Writ of Mandamus. (CA-00-326-5)

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Submitted: November 30, 2000

Decided: December 8, 2000

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Before NIEMEYER, LUTTIG, and MICHAEL, Circuit Judges.

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Petition dismissed by unpublished per curiam opinion.

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Orrandy Goodwyn, Petitioner Pro Se.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Orrandy Goodwyn petitions this court for a writ of mandamus, asking us to overrule an order of the district court that Goodwyn must obtain authorization from this court before the district court considers Goodwyn's successive 28 U.S.C.A. § 2255 (West Supp. 2000) motion. Additionally, Goodwyn seeks an order directing the district court to issue a certificate of appealability. We deny the petition.

A writ of mandamus is a drastic remedy to be used only in extraordinary circumstances. Kerr v. United States Dist. Court, 426 U.S. 394, 402 (1976). Mandamus relief is available only when there are no other means by which the relief sought could be granted. In re Beard, 811 F.2d 818, 826 (4th Cir. 1987). It may not be used as a substitute for appeal. In re United Steelworkers, 595 F.2d 958, 960 (4th Cir. 1979). The party seeking relief carries the heavy burden of showing that his right to such relief is "clear and indisputable." Allied Chem. Corp. v. Daiflon, Inc., 449 U.S. 33, 35 (1980). Goodwyn has not made such a showing. Accordingly, we deny leave to proceed in forma pauperis and dismiss the mandamus petition. We deny the motion for correction of the record and 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.

PETITION DISMISSED