

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 10-7376

ANTHONY LEON HOOVER,

Petitioner - Appellant,

v.

ROBERT C. LEWIS, Director of Prisons; MICHAEL J. LAMM,
Superintendent; STATE OF NORTH CAROLINA ADMINISTRATION;
ALLEN W. KELLER, JR., Secretary of State,

Respondents - Appellees.

Appeal from the United States District Court for the Middle
District of North Carolina, at Greensboro. L. Patrick Auld,
Magistrate Judge. (1:10-cv-00129-JAB-LPA)

Submitted: March 31, 2011

Decided: May 20, 2011

Before NIEMEYER, SHEDD, and AGEE, Circuit Judges.

Dismissed by unpublished per curiam opinion.

Anthony Leon Hoover, Appellant Pro Se. Clarence Joe DelForge,
III, Assistant Attorney General, Raleigh, North Carolina, for
Appellees.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Anthony Leon Hoover seeks to appeal an unspecified order allegedly entered on September 23, 2010. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (2006), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (2006); Fed. R. Civ. P. 54(b); Cohen v. Beneficial Indus. Loan Corp., 337 U.S. 541, 545-46 (1949). The order Hoover seeks to appeal is neither a final order nor an appealable interlocutory or collateral order, and his notice of appeal was premature as to the final order in his proceeding. Accordingly, we dismiss the appeal for lack of jurisdiction. We deny Hoover's motions to compel, for a temporary restraining order, and for a Federal Marshal. 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