

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

---

No. 95-6722

---

GUYN RALPH MCGEE,

Plaintiff - Appellant,

versus

GARY WATERS, Sheriff; DOCTOR PENALOSA; J.  
SMITH, Classification; PORTSMOUTH CITY JAIL,

Defendants - Appellees.

---

Appeal from the United States District Court for the Eastern Dis-  
trict of Virginia, at Richmond. David G. Lowe, Magistrate Judge.  
(CA-94-19-3)

---

Submitted: December 12, 1995

Decided: February 9, 1996

---

Before HALL and MICHAEL, Circuit Judges, and PHILLIPS, Senior  
Circuit Judge.

---

Affirmed by unpublished per curiam opinion.

---

Guyn Ralph McGee, Appellant Pro Se. John Dinshaw McIntyre, WILLCOX  
& SAVAGE, Norfolk, Virginia; Carolyn Porter Oast, Teresa Rejent  
Warner, John Anders Heilig, Robert Moreland, HEILIG, MCKENRY, FRAIM  
& LOLLAR, Norfolk, Virginia, for Appellees.

---

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Appellant appeals from the district court's\* order denying relief on his 42 U.S.C. § 1983 (1988) complaint. We have reviewed the record and the district court's opinion granting partial summary judgment and find no reversible error. Accordingly, we affirm the court's final judgment order. McGee v. Waters, No. CA-94-19-3 (E.D. Va. Apr. 26, 1995). 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.

AFFIRMED

---

\* The parties consented to trial by a magistrate judge. See 28 U.S.C.A. § 636(c) (West 1993).