

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 96-6450**

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RICKY A. PIERCE,

Plaintiff - Appellant,

versus

ASSISTANT SUPERINTENDENT KING; SERGEANT BOYD;  
SERGEANT CHEEKS; SUPERINTENDENT WILLIAMS;  
LIEUTENANT BURROUGHS; OFFICER CANNIE; OFFICER  
SMITH, Disciplinary Hearing Officer; CASE-  
WORKER JEFFERIES,

Defendants - Appellees,

UNITED STATES OF AMERICA,

Intervenor.

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**No. 96-7061**

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RICKY A. PIERCE,

Plaintiff - Appellant,

versus

ASSISTANT SUPERINTENDENT KING; SERGEANT BOYD;  
SERGEANT CHEEKS; SUPERINTENDENT WILLIAMS;  
LIEUTENANT BURROUGHS; OFFICER CANNIE; OFFICER  
SMITH, Disciplinary Hearing Officer; CASE-  
WORKER JEFFERIES,

Defendants - Appellees.

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Appeals from the United States District Court for the Eastern  
District of North Carolina, at Raleigh. Terrence W. Boyle, Chief  
District Judge. (CA-94-523-5-BO)

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Argued: October 3, 1997

Decided: December 11, 1997

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Before MURNAGHAN and WILKINS, Circuit Judges, and MAGILL, Senior  
Circuit Judge of the United States Court of Appeals for the Eighth  
Circuit, sitting by designation.

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Affirmed by unpublished per curiam opinion.

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**ARGUED:** Neal Lawrence Walters, Appellate Litigation Clinic, UNI-  
VERSITY OF VIRGINIA SCHOOL OF LAW, Charlottesville, Virginia; Seth  
Michael Galanter, UNITED STATES DEPARTMENT OF JUSTICE, Washington,  
D.C., for Appellant. William Dennis Worley, Assistant Attorney  
General, Ronald Moore Marquette, NORTH CAROLINA DEPARTMENT OF JUS-  
TICE, Raleigh, North Carolina, for Appellees. **ON BRIEF:** Michael F.  
Easley, Attorney General, NORTH CAROLINA DEPARTMENT OF JUSTICE,  
Raleigh, North Carolina, for Appellees.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Ricky A. Pierce, a disabled inmate at the Tillery Correctional Center in North Carolina, appeals from a decision of the United States District Court for the Eastern District of North Carolina granting summary judgment in favor of the defendants, officials employed by the North Carolina Department of Corrections. Pierce alleges a violation of his rights under Title II of the Americans with Disabilities Act, 42 U.S.C. §§ 12131-12165. For the reasons stated in Amos v. Maryland Department of Public Safety and Correctional Services, No. 96-7091, 1997 WL 581652 (Sept. 22, 1997), we affirm.

AFFIRMED