

UNPUBLISHED

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 99-6356**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

BERNARD CALVIN COLEMAN,

Defendant - Appellant.

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Appeal from the United States District Court for the District of Maryland, at Baltimore. Frederic N. Smalkin, District Judge. (CR-96-178-S, CA-99-322-S)

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Submitted: October 21, 1999

Decided: October 27, 1999

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Before WIDENER and TRAXLER, Circuit Judges, and BUTZNER, Senior Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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Keith Eric Golden, GOLDEN & MEIZLISH CO., L.P.A., Columbus, Ohio, for Appellant. James G. Warwick, OFFICE OF THE UNITED STATES ATTORNEY, Baltimore, Maryland, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Bernard Calvin Coleman seeks to appeal the district court's order denying his motion filed under 28 U.S.C.A. § 2255 (West Supp. 1999). We have reviewed the record and the district court's opinion and find no reversible error. Accordingly, we deny Coleman's motion for a certificate of appealability and dismiss the appeal on the reasoning of the district court. See United States v. Coleman, Nos. CR-96-178-S; CA-99-322-S (D. Md. Feb. 8, 1999).\* 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

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\* Although the district court's judgment is marked as "filed" on February 5, 1999, the district court's records show that the judgment was entered on the docket sheet on February 8, 1999. Pursuant to Fed. R. Civ. P. 58 and 79(a), we consider the date the judgment was entered as the effective date of the district court's decision. See Wilson v. Murray, 806 F.2d 1232, 1234-35 (4th Cir. 1986).