

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 22-6469

KARSTEN OBED ALLEN,

Plaintiff - Appellant,

v.

S. K. COLEMAN, Lieutenant at the Keen Mountain Correctional Center; D. K. NICHOLS, Lieutenant at the Keen Mountain Correctional Center; T. LOWE, Institutional Hearings Officer at the Keen Mountain Correctional Center; A. T. COLLINS, Unit Manager at the Keen Mountain Correctional Center; ISRAEL HAMILTON, Warden at the Keen Mountain Correctional Center,

Defendants - Appellees.

Appeal from the United States District Court for the Western District of Virginia, at Roanoke. Pamela Meade Sargent, Magistrate Judge. (7:21-cv-00241-PMS)

Submitted: November 17, 2022

Decided: November 22, 2022

Before KING, QUATTLEBAUM, and RUSHING, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Karsten Obed Allen, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Karsten Obed Allen, a Virginia inmate, appeals the magistrate judge's order¹ dismissing without prejudice Allen's 42 U.S.C. § 1983 action.² We have reviewed the record de novo and identified no error in the magistrate judge's decision to grant Defendants' Fed. R. Civ. P. 12(b)(6) motion to dismiss. *See Mays v. Sprinkle*, 992 F.3d 295, 299 (4th Cir. 2021) (stating standard of review for a Rule 12(b)(6) dismissal). Accordingly, we affirm the magistrate judge's dismissal order. *Allen v. Coleman*, No. 7:21-cv-00241-PMS (W.D. Va. Mar. 25, 2022). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

AFFIRMED

¹ The parties consented to jurisdiction before a magistrate judge pursuant to 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73.

² Although the magistrate judge dismissed Allen's complaint without prejudice, we conclude that the dismissal order is final and appealable. *See Britt v. DeJoy*, 45 F.4th 790, 796 (4th Cir. 2022) (en banc) (published order).