UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 24-1671

MONICA FAITH USSERY,

Plaintiff – Appellant,

v.

HONORABLE EDDIE M. BUFFALOE, JR., in his official capacity as Secretary of the North Carolina Department of Public Safety; LORRIN FREEMAN, in her official capacity as Wake County District Attorney; CASSANDRA DECK-BROWN, in her official capacity as Chief of the City of Raleigh Police Department; DEDRIC BOND, in his official capacity as City of Raleigh Police Department Captain; ROGER "CHIP" HAWLEY, in his official capacity as Chief of North Carolina State Capitol Police; MARTIN BROCK, in his official capacity as Chief of the North Carolina General Assembly Police Department; DERICK PROCTOR, in his official capacity as an officer of North Carolina State Capitol Police; TITO FINK, in his official capacity as an officer of the North Carolina State Capitol Police; THE CITY OF RALEIGH, JOHN and JANE DOES 1−4, City of Raleigh Police Department Officers,

Defendants – Appellees.

Appeal from the United States District Court for the Eastern District of North Carolina, at Raleigh. Terrence W. Boyle, District Judge. (5:23-cv-00219-BO-RJ)

Submitted: May 4, 2026 Decided: August 21, 2026

Before RUSHING and HEYTENS, Circuit Judges, and KEENAN, Senior Circuit Judge.

Affirmed by unpublished per curiam opinion.

ON BRIEF: Anthony J. Biller, Danielle Eng Rose, ENVISAGE LAW, Raleigh, North Carolina, for Appellant. Joshua H. Stein, Attorney General, Matthew Tulchin, Special Deputy Attorney General, Trey A. Ellis, Solicitor General Fellow, NORTH CAROLINA DEPARTMENT OF JUSTICE, Raleigh, North Carolina, for Appellees Eddie M. Buffaloe, Jr.; Roger Hawley; Martin Brock; Derick Proctor; and Tito Fink. Joseph Finarelli, Special Deputy Attorney General, NORTH CAROLINA DEPARTMENT OF JUSTICE, Raleigh, North Carolina, for Appellee Lorrin Freeman. Karen McDonald, City Attorney, Hunt K. Choi, Deputy City Attorney, OFFICE OF THE CITY ATTORNEY OF RALEIGH, Raleigh, North Carolina, for Appellees City of Raleigh, Dedric Bond, and Cassandra Deck-Brown.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Monica Ussery was arrested at an April 2020 protest against North Carolina's COVID-19 emergency orders. Ussery later sued various officials, as well as the City of Raleigh, asserting claims under 42 U.S.C. § 1983 and state law. The district court dismissed Ussery's second amended complaint on several independent grounds. On appeal, Ussery argues that the district court erred by: (1) holding that she failed to plausibly allege a conspiracy and constitutional violations; (2) holding the individual defendants were entitled to qualified immunity; and (3) dismissing her claim against the City.

Having carefully reviewed both the district court's decision and Ussery's arguments, we conclude Ussery has failed to establish any reversible error. We thus affirm the district court's judgment. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before us and argument would not aid the decisional process. The judgment is

AFFIRMED.