UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 25-6814

DUSTIN AVORY SWAN,

Plaintiff - Appellant,

v.

BRIAN S. BURR, King & Queen County Sheriff Deputy,

Defendant - Appellee.

Appeal from the United States District Court for the Eastern District of Virginia, at Richmond. John A. Gibney, Jr., Senior District Judge. (3:22-cv-00725-JAG-MRC)

Submitted: August 27, 2026 Decided: August 31, 2026

Before KING, HEYTENS, and BENJAMIN, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Dustin Avory Swan, Appellant Pro Se. Amy Leete Leone, THOMPSON MCMULLAN PC, Richmond, Virginia, for Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Dustin Avory Swan appeals the district court's order awarding summary judgment to the defendant and dismissing Swan's 42 U.S.C. § 1983 action as malicious. We have reviewed the record and find no reversible error. Accordingly, we affirm the district court's order. *Swan v. Burr*, No. 3:22-cv-00725-JAG-MRC (E.D. Va. filed Aug. 19, 2025, & entered Aug. 20, 2025). 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