

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 04-4760

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

MELVIN EUGENE GIBBS,

Defendant - Appellant.

Appeal from the United States District Court for the District of
Maryland, at Greenbelt. David A. Faber, Chief District Judge.
(CR-03-400-PJM)

Submitted: May 31, 2006

Decided: June 14, 2006

Before WILKINSON, SHEDD, and DUNCAN, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Melvin Eugene Gibbs, Appellant Pro Se. James M. Trusty, OFFICE OF
THE UNITED STATES ATTORNEY, Greenbelt, Maryland, for Appellee.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Melvin Eugene Gibbs pled guilty to one count of mailing threatening communications, in violation of 18 U.S.C.A. § 876 (West Supp. 2005). Gibbs is an attorney and is proceeding pro se on appeal. On appeal, Gibbs raises claims of whether it was proper for the district court to recuse all District of Maryland judges and appoint a Southern District of West Virginia judge; whether the district court erred in ordering a competency hearing to determine if Gibbs was competent to stand trial and serve as his own counsel; whether the delay caused by the competency examination and hearing resulted in a violation of the Speedy Trial Act; whether it was error for the Government to use case files relating to Gibbs' other cases; whether Gibbs was forced to plead guilty by requiring a competency hearing, denying him medical care in detention, and due to unspecified risks to the lives of himself and his family based on Gibbs' prosecution of a civil case; whether the indictment sufficiently charged specific intent to mail a threatening communication; whether the prosecution for mailing a threatening communication violated Gibbs' First Amendment rights; whether the district court erred in denying Gibbs bail; and whether ineffective assistance of counsel caused Gibbs to plead guilty.

We have reviewed Gibbs' brief on appeal, the appendix submitted by Gibbs, the Government's letter in reply to Gibbs' brief, and the record, which included transcripts of the relevant

proceedings. After a careful review of the claims asserted by Gibbs on appeal and the record before us, we affirm Gibbs' judgment. We grant Gibbs' motion to file a reply brief, but deny all his pending motions for expedited treatment and to stay his conviction. 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.

AFFIRMED