UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

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No. 06-6386

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UNITED STATES OF AMERICA; JOHN J. LAMANNA,
Warden at Federal Correctional Institution at
Edgefield,

Respondents - Appellees,

versus

ANDREW FLETCHER, a/k/a Boonie Fletcher,

Petitioner - Appellant,

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Appeal from the United States District Court for the District of
South Carolina, at Rock Hill. Cameron McGowan Currie, District
Judge. (0:05-cv-02453-CMC)

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Submitted: May 18, 2006   Decided: June 1, 2006

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Before WIDENER and WILKINSON, Circuit Judges, and HAMILTON, Senior
Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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Andrew Fletcher, Appellant Pro Se.

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PER CURIAM:

Andrew Fletcher seeks to appeal the district court's order construing his petition filed under 28 U.S.C. § 2241 (2000), as a successive 28 U.S.C. § 2255 (2000) motion and dismissing it for lack of jurisdiction. The order is not appealable unless a circuit justice or judge issues a certificate of appealability. 28 U.S.C. § 2253(c)(1) (2000). A certificate of appealability will not issue absent "a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2) (2000). A prisoner satisfies this standard by demonstrating that reasonable jurists would find that any assessment of the constitutional claims by the district court is debatable or wrong and that any dispositive procedural ruling by the district court is likewise debatable. See Miller-El v. Cockrell, 537 U.S. 322, 336-38 (2003); Slack v. McDaniel, 529 U.S. 473, 484 (2000); Rose v. Lee, 252 F.3d 676, 683-84 (4th Cir. 2001). We have independently reviewed the record and conclude that Fletcher has not made the requisite showing. Accordingly, we deny a certificate of appealability and dismiss the appeal. 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.

<div align="right">DISMISSED</div>