

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 10-7447**

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ALBERT RANDOLPH,

Plaintiff - Appellant,

v.

LORETTA KELLY, Warden-Chief; KEITH DAWKINS, Unit Manager Housing Unit 4; R. WALLACE, Treatment Program Supervisor; D. JONES/SHIFTLETT, Mrs., former TPS; D. HUDSON, Grievance Coordinator; D. BERNADO, Mrs., Grievance Office/Designer; WITT, Mrs., Offender Records/Designer; BAILEY, Mrs., Medical Administrator; WEBB, Mrs., LPN Nurse; G.F. SIVELS, Mrs., Regional Ombudsman; DAVID ROBINSON, Regional Director; EVANS, Mrs., Offender Records, Designee,

Defendants - Appellees.

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Appeal from the United States District Court for the Eastern District of Virginia, at Richmond. Richard L. Williams, Senior District Judge. (3:08-cv-00708-RLW)

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Submitted: December 16, 2010

Decided: December 29, 2010

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Before GREGORY, DUNCAN, and DAVIS, Circuit Judges.

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Dismissed by unpublished per curiam opinion.

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Albert Randolph, Appellant Pro Se. William W. Muse, Assistant Attorney General, Richmond, Virginia, for Appellees.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Albert Randolph seeks to appeal the district court's order denying his motion for summary judgment on his 42 U.S.C. § 1983 (2006) complaint. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (2006), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (2006); Fed. R. Civ. P. 54(b); Cohen v. Beneficial Indus. Loan Corp., 337 U.S. 541, 545-46 (1949). The order Randolph seeks to appeal is neither a final order nor an appealable interlocutory or collateral order. Accordingly, we deny Randolph's motion for transcript at government expense and dismiss the appeal for lack of jurisdiction. 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.

DISMISSED