

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 14-1688

In Re: SYLVESTER KELLY,

Petitioner.

On Petition for Writ of Mandamus.
(1:06-cr-00297-CMH-3)

Submitted: December 19, 2014 Decided: December 31, 2014

Before KING and KEENAN, Circuit Judges, and HAMILTON, Senior
Circuit Judge.

Petition denied by unpublished per curiam opinion.

Sylvester Kelly, Petitioner Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Sylvester Kelly petitions for a writ of mandamus, alleging the district court has unduly delayed acting on his motion to correct clerical error under Fed. R. Crim. P. 36. He seeks an order from this court directing the district court to act. Our review of the district court's docket reveals that the district court has now ruled on Kelly's motion to reconsider his motion for clerical error. Accordingly, because the district court has recently decided Kelly's case, we deny the mandamus petition as moot. We grant leave to proceed in forma pauperis. 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.

PETITION DENIED