

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 19-7450**

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BOBBY BURGART,

Plaintiff - Appellant,

v.

SARA BEYER,

Defendant - Appellee,

and

THOMAS KANE; J. F. CARAWAY; J. ANDREWS; ERIC W. GIBSON; T.  
PALUCH; B. NEAGLE; KIRKPATRICK; BRADFORD, Unicore Plant Manager;  
BELLAS, Unit Supervisor; R. SIMMONS; S. COX; L. LINDSAY; PHYSICIAN  
ASSISTANT DERRY; WILLIAM O'DONNELL; STEPHANIE MARTIN,

Defendants.

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Appeal from the United States District Court for the Eastern District of North Carolina, at  
Raleigh. Terrence W. Boyle, Chief District Judge. (5:17-ct-03048-BO)

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Submitted: March 12, 2020

Decided: March 16, 2020

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Before KING, KEENAN, and FLOYD, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Bobby Burghart, Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Bobby Burghart appeals the district court's order dismissing his claims pursuant to the Federal Tort Claims Act, 28 U.S.C. §§ 2671-2680 (2018), under 28 U.S.C. § 1915(e)(2)(B) (2018), and granting summary judgment on some of his claims under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), for failure to exhaust or on the merits, and a subsequent order granting summary judgment to Defendants on the remaining deliberate indifference claims. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. *Burghart v. Beyer*, No. 5:17-ct-03048-BO (E.D.N.C. Sept. 28, 2018; Sept. 17, 2019). 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*