

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 22-6300

NATHAN WAYNE SMITH,

Plaintiff - Appellant,

v.

UNITED STATES OF AMERICA; WEAVER, RN,

Defendants - Appellees.

Appeal from the United States District Court for the Northern District of West Virginia, at Martinsburg. Gina M. Groh, District Judge. (3:19-cv-00179-GMG)

Submitted: June 28, 2022

Decided: July 1, 2022

Before NIEMEYER and HEYTENS, Circuit Judges, and TRAXLER, Senior Circuit Judge.

Affirmed by unpublished per curiam opinion.

Nathan Wayne Smith, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Nathan Wayne Smith appeals the district court's order accepting the recommendation of the magistrate judge and dismissing Smith's complaint filed pursuant to the Federal Tort Claims Act, 28 U.S.C. §§ 1346(b), 2671-2680, and denying Smith's motion to amend. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court, and we deny Smith's motion for appointment of counsel. *Smith v. United States*, No. 3:19-cv-00179-GMG (N.D.W. Va. Feb. 24, 2022). 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