UNPUBLISHED

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

No. 06-6317

TIMOTHY GRIMES,

Plaintiff - Appellant,

versus

RED ONION STATE PRISON; DEPARTMENT OF CORRECTIONS; DANNY DAMRON; RONALD FOWLER; JAY MCCONNELL; ALAN MCCOWAN; JEFFREY PHILLIPS; ERIC SMITH; WILLIAM SYKES; DAVID TAYLOR; PAGE TRUE, Warden; WILLIAM WRIGHT; RANDY BOYD,

Defendants - Appellees,

and

COMMONWEALTH OF VIRGINIA,

Defendant.

Appeal from the United States District Court for the Western District of Virginia, at Roanoke. Samuel G. Wilson, District Judge. (7:05-cv-00036-SGW-MFU)

Submitted: October 18, 2006 Decided: November 15, 2006

Before WILLIAMS, TRAXLER, and KING, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Timothy Grimes, Appellant Pro Se. William W. Muse, Assistant Attorney General, Richmond, Virginia, for Appellees.

Unpublished opinions are not binding precedent in this circuit. See Local Rule $36\,(c)$.

PER CURIAM:

Timothy Grimes appeals the district court's order accepting the recommendation of the magistrate judge and denying relief on his 42 U.S.C. § 1983 (2000) complaint. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. Grimes v. Red Onion State Prison, No. 7:05-cv-00036-SGW-MFU (W.D. Va. Feb. 7, 2006). 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.

AFFIRMED