

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 07-6075

ZARA ELLIS SADLER,

Petitioner - Appellant,

versus

BARBARA CLAIRE TILLEY,

Respondent - Appellee.

Appeal from the United States District Court for the District of
South Carolina, at Charleston. David C. Norton, District Judge.
(2:06-cv-03399-DCN)

Submitted: May 10, 2007

Decided: May 14, 2007

Before MOTZ and DUNCAN, Circuit Judges, and HAMILTON, Senior
Circuit Judge.

Affirmed by unpublished per curiam opinion.

Zara Ellis Sadler, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Zara Ellis Sadler, who is not incarcerated, seeks to appeal the district court's order accepting the recommendation of the magistrate judge and denying relief on her 28 U.S.C. § 2254 (2000) petition. Section 2254 provides a vehicle for habeas corpus relief for state prisoners "in custody pursuant to the judgment of a State Court" in violation of the Constitution or federal laws or treaties. 28 U.S.C. § 2254(a). As Sadler's petition does not arise from a criminal conviction, but rather was filed in connection with Sadler's employment discrimination action, we conclude the district court properly dismissed the petition without prejudice. Accordingly, we grant leave to proceed in forma pauperis and affirm the order of the district court. See Sadler v. Tilley, 2:06-cv-03399-DCN (D.S.C. Jan. 4, 2007). 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