

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 08-1805

RANDY L. THOMAS,

Plaintiff - Appellant,

v.

YNEZ OLSHAUSEN; MARY ELLEN MCDONALD; PETER GORMAN;
CHARLOTTE-MECKLENBURG POLICE; CHARLOTTE-MECKLENBURG; STATE
OF NORTH CAROLINA,

Defendants - Appellees.

Appeal from the United States District Court for the Western
District of North Carolina, at Charlotte. Graham C. Mullen,
Senior District Judge. (3:07-cv-00130-GCM)

Submitted: February 11, 2009

Decided: March 12, 2009

Before WILKINSON, TRAXLER, and DUNCAN, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Randy L. Thomas, Appellant Pro Se. Daniel William Clark,
THARRINGTON, SMITH, LLP, Raleigh, North Carolina; Richard
Harcourt Fulton, OFFICE OF THE CITY ATTORNEY, Charlotte, North
Carolina; Thomas J. Ziko, Assistant Attorney General, Raleigh,
North Carolina, for Appellees.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Randy L. Thomas appeals the district court's order denying his motions for recusal, for a more definite statement, and for discovery in his action filed pursuant to 42 U.S.C. § 1983 (2000).^{*} We have reviewed the record and find no abuse of discretion. Accordingly, we affirm for the reasons stated by the district court. Thomas v. Olshausen, No. 3:07-cv-00130-GCM (W.D.N.C. June 16, 2008). We deny Thomas' motion for emergency relief. 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

^{*} The district court dismissed the action, and we affirmed. Thomas v. Olshausen, __ F. App'x __, 2008 WL 5181833 (4th Cir. Dec. 11, 2008) (No. 08-1769).