

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 08-2382

In Re: AARON POSLEY,

Petitioner.

On Petition for Writ of Mandamus. (1:08-cr-00295-LO-1)

Submitted: February 12, 2009

Decided: March 11, 2009

Before NIEMEYER, MOTZ, and GREGORY, Circuit Judges.

Petition denied by unpublished per curiam opinion.

Aaron Posley, Petitioner Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Aaron Posley petitions for a writ of mandamus, alleging the district court has unduly delayed adjudicating his appeal from a judgment entered in a criminal case by a magistrate judge. He seeks an order from this court directing the district court to act. Our review of the docket sheet reveals that the district court issued its final decision on December 23, 2008, shortly after Posley filed his mandamus petition. Accordingly, because the district court has recently decided Posley's case, we deny the mandamus petition as moot. We grant leave to proceed in forma pauperis. 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.

PETITION DENIED