

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 08-6480**

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JELANI HUSANI SIMBA,

Plaintiff - Appellant,

v.

GEORGE KENWORTHY; RONALD SURLS; PAUL TAYLOR; BOYD BENNETT;  
NORTH CAROLINA DEPARTMENT OF CORRECTION; JAMES EVANS; THEODIS  
BECK,

Defendants - Appellees.

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Appeal from the United States District Court for the Eastern  
District of North Carolina, at Raleigh. Louise W. Flanagan, Chief  
District Judge. (5:07-ct-03004-FL)

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Submitted: July 31, 2008

Decided: August 8, 2008

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Before NIEMEYER and TRAXLER,\* Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Jelani Husani Simba, Appellant Pro Se. James Philip Allen,  
Assistant Attorney General, NORTH CAROLINA DEPARTMENT OF JUSTICE,  
Raleigh, North Carolina, for Appellees.

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Unpublished opinions are not binding precedent in this circuit.

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\*The opinion is filed by a quorum pursuant to 28 U.S.C.  
§ 46(d) (2000).

PER CURIAM:

Jelani Husani Simba appeals the district court's order 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. Simba v. Kenworthy, No. 5:07-ct-03004-FL (E.D.N.C. March 20, 2008). 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