

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 09-1133**

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In Re: ALPHONSO RAVON MORRISON,  
  
Petitioner.

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On Petition for Writ of Mandamus.  
(5:99-cr-00070-RLV; 5:05-cv-00285-RLV)

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Submitted: July 23, 2009

Decided: November 6, 2009

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

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Petition denied by unpublished per curiam opinion.

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Alphonso Ravon Morrison, Petitioner Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Alphonso Ravon Morrison petitions for a writ of mandamus alleging that the district court has unduly delayed acting on his motion to modify his sentence pursuant to 18 U.S.C. § 3582 (2006) and on his motion to alter or amend the judgment dismissing his 28 U.S.C. § 2255 (2006) motion. He seeks an order from this court directing the district court to act. Our review of the docket sheet reveals that the district court recently denied both the motion to modify Morrison's sentence and the motion to alter or amend judgment. See United States v. Morrison, No. 5:99-cr-00070-RLV (W.D.N.C. June 8, 2009); Morrison v. United States, No. 5:05-cv-00285-RLV (W.D.N.C. June 8, 2009). Accordingly, we deny the mandamus petition as moot. 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