UNPUBLISHED

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

No. 09-7775

KENDALL COHEN,

Plaintiff - Appellant,

v.

AL CANNON, JR., Sheriff; SHAWN JAMES, Deputy,

Defendants - Appellees.

Appeal from the United States District Court for the District of South Carolina, at Charleston. Henry M. Herlong, Jr., Senior District Judge. (2:08-cv-03327-HMH)

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

Affirmed by unpublished per curiam opinion.

Kendall Cohen, Appellant Pro Se. Gordon Wade Cooper, BUYCK LAW FIRM, Charleston, South Carolina, for Appellees.

Unpublished opinions are not binding precedent in this circuit.

Submitted: December 15, 2009 Decided: December 22, 2009

PER CURIAM:

Kendall Cohen appeals the district court's order denying his Fed. R. Civ. P. 60(b)(1) motion to reconsider its order adopting the magistrate judge's recommendation to grant Defendants summary judgment on Cohen's 42 U.S.C. § 1983 (2006) claims against them. We have reviewed the record and find no reversible error. Accordingly, we affirm the district court's order. <u>See Cohen v. Cannon</u>, No. 2:08-cv-03327-HMH (D.S.C. Aug. 26, 2009). 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