## UNPUBLISHED

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

## No. 11-6581

MICHAEL WAYNE MOORE,

Plaintiff - Appellant,

v.

JAMES B. BENNETTE; GEORGE E. CURRIE; JOSEPH LIGHTSEY; RICHARD T. JONES; TONIA RODGERS,

Defendants - Appellees.

Appeal from the United States District Court for the Eastern District of North Carolina, at Raleigh. Terrence W. Boyle, District Judge. (5:03-ct-00762-BO)

Before AGEE, DAVIS, and DIAZ, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Unpublished opinions are not binding precedent in this circuit.

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Submitted: September 13, 2011 Decided: September 16, 2011

Michael Wayne Moore, Appellant Pro Se. Yvonne Bulluck Ricci, Assistant United States Attorney, Raleigh, North Carolina; Elizabeth Pharr McCullough, YOUNG, MOORE & HENDERSON, PA, Raleigh, North Carolina, for Appellees.

PER CURIAM:

Michael Wayne Moore appeals the district court's judgment granting Defendants' summary judgment motions on his 42 U.S.C. § 1983 (2006) claims against them and has moved for appointment of counsel. We have reviewed the record and find no reversible error. Accordingly, we deny Moore's motion for appointment of counsel and affirm the district court's judgment. <u>See Moore v. Bennette</u>, No. 5:03-ct-00762-BO (E.D.N.C. Mar. 24, 2011). 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

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