

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 12-7443

ELI BOSTICK,

Plaintiff - Appellant,

v.

M.J. LAMB, Superintendent; DR. RICHARD BROADWELL,

Defendants - Appellees,

and

C/O R. BRANAM; C/O G. DAVIS,

Defendants.

Appeal from the United States District Court for the Eastern
District of North Carolina, at Raleigh. Terrence W. Boyle,
District Judge. (5:10-ct-03148-BO)

Submitted: December 21, 2012

Decided: January 7, 2013

Before KING and GREGORY, Circuit Judges, and HAMILTON, Senior
Circuit Judge.

Affirmed by unpublished per curiam opinion.

Eli Bostick, Appellant Pro Se. Elizabeth Pharr McCullough,
YOUNG, MOORE & HENDERSON, PA, Raleigh, North Carolina, for
Appellees.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Eli Bostick appeals the district court's order dismissing without prejudice his 42 U.S.C. § 1983 (2006) complaint for failure to exhaust administrative remedies* and the court's order denying his Fed. R. Cir. P. 59(e) motion. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. Bostick v. Lamb, No. 5:10-ct-03148-BO (E.D.N.C. July 27, 2012). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

AFFIRMED

* Although dismissals without prejudice generally are not appealable, we conclude that the court's order is a final order. See Domino Sugar v. Sugar Workers Local Union 392, 10 F.3d 1064, 1066-67 (4th Cir. 1993).