

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 13-2222

In Re: MICHAEL SCOTT MCRAE,

Petitioner.

On Petition for Writ of Mandamus.
(5:97-cr-00094-H-6)

Submitted: October 17, 2013

Decided: November 6, 2013

Before WILKINSON, GREGORY, and DAVIS, Circuit Judges.

Petition denied by unpublished per curiam opinion.

Michael Scott McRae, Petitioner Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Michael Scott McRae petitions for a writ of mandamus, alleging that the district court has unduly delayed acting on his June 26, 2012 "Motion to Discontinue Sentence from Jurisdictional Error." He seeks an order from this court directing the district court to act. Our review of the district court's docket reveals that the district court denied McRae's motion by order entered on October 15, 2013. Accordingly, because the district court has recently denied McRae's motion, we grant leave to proceed in forma pauperis and deny the mandamus petition as moot. 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.

PETITION DENIED