

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 14-1876

THEODORE THOMAS WAGNER,

Plaintiff - Appellant,

v.

OFFICER MONICA HAMPTON, all in their Individual and Official Capacity; OFFICER RUTH DAUGHERTY, all in their Individual and Official Capacity; OFFICER DONALD SIMMONS, all in their Individual and Official Capacity; LA TOSHIA SPEARING, all in their Individual and Official Capacity; PAYCOMPUTERMONITORING.COM, all in their Individual and Official Capacity,

Defendants - Appellees,

NATIONAL CHILD PROTECTION TRAINING CENTER,

Movant - Appellee.

Appeal from the United States District Court for the District of South Carolina, at Charleston. G. Ross Anderson, Jr., Senior District Judge. (2:13-cv-02406-GRA)

Submitted: December 18, 2014 Decided: December 22, 2014

Before SHEDD, WYNN, and THACKER, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Theodore Thomas Wagner, Appellant Pro Se. Barbara Murcier
Bowens, Assistant United States Attorney, Columbia, South

Carolina; Jenna Kiziah McGee, PARKER, POE, ADAMS & BERNSTEIN, LLC, Charleston, South Carolina; John Francis Kuppens, Columbia, South Carolina, for Appellees.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Theodore Thomas Wagner appeals the district court's order denying relief on his 42 U.S.C. § 1983 (2012) complaint. The district court referred this case to a magistrate judge pursuant to 28 U.S.C. § 636(b)(1)(B) (2012). The magistrate judge recommended that relief be denied and advised Wagner that failure to timely file specific objections to this recommendation could waive appellate review of a district court order based upon the recommendation.

The timely filing of specific objections to a magistrate judge's recommendation is necessary to preserve appellate review of the substance of that recommendation when the parties have been warned of the consequences of noncompliance. Wright v. Collins, 766 F.2d 841, 845-46 (4th Cir. 1985); see also Thomas v. Arn, 474 U.S. 140 (1985). Wagner has waived appellate review by failing to timely file specific objections after receiving proper notice. Accordingly, we affirm the judgment of the district court.

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