

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 14-7406**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

DAVID RAY ROY, a/k/a Pooh,

Defendant - Appellant.

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Appeal from the United States District Court for the Eastern District of Virginia, at Richmond. Henry E. Hudson, District Judge. (3:06-cr-00340-HDH-9; 3:14-cv-00602-HEH)

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Submitted: August 20, 2015

Decided: August 24, 2015

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Before DUNCAN, KEENAN, and WYNN, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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David Ray Roy, Appellant Pro Se. Michael Ronald Gill, Stephen David Schiller, Assistant United States Attorneys, Richmond, Virginia, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

David Ray Roy appeals the district court's order dismissing his Fed. R. Civ. P. 60(b) motion, after construing it as a successive 28 U.S.C. § 2255 (2012) motion. We have reviewed the record and find no reversible error. Accordingly, although we grant leave to proceed in forma pauperis, we affirm for the reasons stated by the district court. United States v. Roy, Nos. 3:06-cr-00340-HDH-9; 3:14-cv-00602-HEH (E.D. Va. Aug. 28, 2014). 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