

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 17-6479**

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MICHAEL MOMENT,

Plaintiff - Appellant,

v.

DWIGHT DAVE JACKSON,

Defendant - Appellee.

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Appeal from the United States District Court for the District of Maryland, at Greenbelt.  
Paul W. Grimm, District Judge. (8:16-cv-04040-PWG)

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Submitted: June 14, 2018

Decided: June 19, 2018

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Before DUNCAN, WYNN, and THACKER, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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John J. Korzen, Vanessa Garrido, Third-Year Law Student, John Allen Riggins, Third-Year Law Student, Appellate Advocacy Clinic, WAKE FOREST UNIVERSITY SCHOOL OF LAW, Winston-Salem, North Carolina, for Appellant. Robert A. Scott, Assistant Attorney General, OFFICE OF THE ATTORNEY GENERAL OF MARYLAND, Baltimore, Maryland, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Michael Moment appeals the district court's order denying relief on his 42 U.S.C. § 1983 (2012) complaint.\* We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. *Moment v. Jackson*, No. 8:16-cv-04040-PWG (D. Md. Feb. 15, 2017). We deny as unnecessary Moment's motion to proceed without prepayment of fees under the Prison Litigation Reform Act, grant Moment leave to proceed in forma pauperis, and deny Moment's motion for appointment of counsel. 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*

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\* We previously remanded this case to the district court for the limited purpose of determining whether Moment was entitled to have his time to file an appeal reopened under Rule 4(a)(6) of the Federal Rules of Appellate Procedure. The district court determined that Moment was entitled to a reopening of the appeal period. Accordingly, we deny Appellee's motion to dismiss the appeal as untimely.