

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 18-1859**

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In re: BILLY RAHEEM FORTUNE,

Petitioner.

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On Petition for Writ of Mandamus. (2:13-cv-00687-AWA-TEM)

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Submitted: November 1, 2018

Decided: November 13, 2018

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Before MOTZ, WYNN, and FLOYD, Circuit Judges.

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Petition denied by unpublished per curiam opinion.

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Billy Raheem Fortune, Petitioner Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Billy Raheem Fortune petitions for a writ of mandamus, alleging the district court has unduly delayed acting on his motion for appointment of counsel and his Fed. R. Civ. P. 60(b)(2) motion, which we previously remanded for further review. He seeks an order from this court directing the district court to act. Our review of the district court's docket reveals that, on August 7, 2018, the court dismissed both motions. Accordingly, because the district court has recently decided Fortune's motions, we deny the mandamus petition as moot. We grant leave to proceed in forma pauperis. 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*