

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 18-2325**

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In re: JERMAINE ANTWAN TART,

Petitioner.

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On Petition for Writ of Mandamus. (1:18-cv-00598-LCB-JLW)

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Submitted: March 29, 2019

Decided: May 16, 2019

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Before KEENAN and FLOYD, Circuit Judges, and DUNCAN, Senior Circuit Judge.

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Petition denied by unpublished per curiam opinion.

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Jermaine Antwan Tart, Petitioner Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Jermaine Antwan Tart petitions for a writ of mandamus seeking an order compelling the district court to appoint counsel in his ongoing lawsuit in the district court. We deny the petition.

Mandamus relief is a drastic remedy and should be used only in extraordinary circumstances. *Kerr v. U.S. Dist. Ct.*, 426 U.S. 394, 402 (1976); *United States v. Moussaoui*, 333 F.3d 509, 516-17 (4th Cir. 2003). Further, mandamus relief is available only when the petitioner has a clear right to the relief sought. *In re Murphy-Brown, LLC*, 907 F.3d 788, 795 (4th Cir. 2018).

Tart has failed to demonstrate that he has a clear right to the relief sought. Accordingly, we deny his petition for mandamus. 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*