

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 18-6314**

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CHARLES C. HUNTER,

Plaintiff - Appellant,

v.

AUDRA O'BRIEN, Commonwealth Prosecutor Office; COMMONWEALTH OF  
VIRGINIA, Prosecutors Office,

Defendants - Appellees.

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Appeal from the United States District Court for the Eastern District of Virginia, at  
Richmond. Roderick Charles Young, Magistrate Judge. (3:18-cv-00006-JAG-RCY)

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Submitted: May 17, 2018

Decided: May 21, 2018

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Before KING and AGEE, Circuit Judges, and HAMILTON, Senior Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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Charles C. Hunter, Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Charles C. Hunter seeks to appeal the magistrate judge's order directing him to pay, or state under penalty of perjury that he is unable to pay, an initial partial filing fee before proceeding with his 42 U.S.C. § 1983 (2012) action. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (2012), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (2012); Fed. R. Civ. P. 54(b); *Cohen v. Beneficial Indus. Loan Corp.*, 337 U.S. 541, 545-46 (1949). The order Hunter seeks to appeal is neither a final order nor an appealable interlocutory or collateral order. Accordingly, we dismiss the appeal for lack of jurisdiction. 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.

*DISMISSED*