

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 18-6333**

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ANTHONY FRED MARTIN,

Plaintiff - Appellant,

v.

SUSAN DUFFY,

Defendant - Appellee.

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Appeal from the United States District Court for the District of South Carolina, at  
Florence. David C. Norton, District Judge. (4:18-cv-00317-DCN)

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Submitted: July 19, 2018

Decided: July 24, 2018

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Before WILKINSON, MOTZ, and AGEE, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Anthony Fred Martin, Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Anthony Fred Martin appeals the district court's order accepting the recommendation of the magistrate judge and dismissing without prejudice his 42 U.S.C. § 1983 (2012) complaint on the ground that his due process claim is duplicative of that filed in a different case, and, in the alternative, fails to state a claim. We agree with the district court that Martin's allegations—allegations that are nearly identical to those that we have previously rejected—are insufficient to state a claim, and therefore affirm the district court's judgment. *Martin v. Duffy*, 858 F.3d 239, 252-54 (4th Cir. 2017), *cert. denied*, 138 S. Ct. 738 (2018); *see Ashcroft v. Iqbal*, 556 U.S. 662, 678-79 (2009). 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*