

**UNPUBLISHED**

**UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT**

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**No. 18-6382**

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CHAUNCEY A. WILLIAMS,

Petitioner - Appellant,

v.

TRACY RAY, Warden,

Respondent - Appellee.

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Appeal from the United States District Court for the Eastern District of Virginia, at  
Alexandria. T.S. Ellis, III, Senior District Judge. (1:18-cv-00047-TSE-TCB)

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Submitted: September 25, 2018

Decided: October 12, 2018

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Before WYNN and DIAZ, Circuit Judges, and SHEDD, Senior Circuit Judge.

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Affirmed by unpublished per curiam opinion.

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Chauncey A. Williams, Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Chauncey A. Williams appeals from the district court's order dismissing his 28 U.S.C. § 2254 (2012) petition without prejudice for failure to comply with a court order directing him to file an amended, particularized petition and to pay the required filing fee or file an in forma pauperis application.\* We have reviewed the record and find no reversible error. Accordingly, although we grant leave to proceed in forma pauperis, we deny Williams' motion for default judgment and affirm for the reasons stated by the district court. *Williams v. Ray*, No. 1:18-cv-00047-TSE-TCB (E.D. Va. filed Mar. 13, 2018; entered Mar. 14, 2018). We deny a certificate of appealability as unnecessary. *See Harbison v. Bell*, 556 U.S. 180 (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*

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\* We conclude that the district court's order is final and appealable because the defect identified by the district court must be cured by something more than an amendment to the allegations in the § 2254 petition. *See Goode v. Cent. Va. Legal Aid Soc'y, Inc.*, 807 F.3d 619, 623-24 (4th Cir. 2015).