

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 20-6691**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

EVANS APPIAH,

Defendant - Appellant.

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Appeal from the United States District Court for the District of Maryland, at Greenbelt.  
George Jarrod Hazel, District Judge. (8:15-cr-00508-GJH-1; 8:17-cv-02922-GJH)

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Submitted: October 22, 2020

Decided: October 27, 2020

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Before WYNN, FLOYD, and THACKER, Circuit Judges.

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Dismissed by unpublished per curiam opinion.

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Evans Appiah, Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Evans Appiah seeks to appeal the district court's orders denying relief on his 28 U.S.C. § 2255 motion and denying his subsequent motion for a certificate of appealability. The order is not appealable unless a circuit justice or judge issues a certificate of appealability. *See* 28 U.S.C. § 2253(c)(1)(B). A certificate of appealability will not issue absent "a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2). When the district court denies relief on the merits, a prisoner satisfies this standard by demonstrating that reasonable jurists could find the district court's assessment of the constitutional claims debatable or wrong. *See Buck v. Davis*, 137 S. Ct. 759, 773-74 (2017). When the district court denies relief on procedural grounds, the prisoner must demonstrate both that the dispositive procedural ruling is debatable and that the motion states a debatable claim of the denial of a constitutional right. *Gonzalez v. Thaler*, 565 U.S. 134, 140-41 (2012) (citing *Slack v. McDaniel*, 529 U.S. 473, 484 (2000)).

We have independently reviewed the record and conclude that Appiah has not made the requisite showing. Accordingly, we deny Appiah's motion for a certificate of appealability and dismiss the appeal. 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*