

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 21-1690

JUNIUS J. JOYNER, III,

Plaintiff - Appellant,

v.

EMILY B. REDMAN,

Defendant - Appellee.

Appeal from the United States District Court for the Eastern District of Virginia, at
Alexandria. Claude M. Hilton, Senior District Judge. (1:21-cv-00357-CMH-MSN)

Submitted: November 18, 2021

Decided: November 19, 2021

Before MOTZ, THACKER, and HARRIS, Circuit Judges.

Affirmed as modified by unpublished per curiam opinion.

Junius J. Joyner, III, Appellant Pro Se. Julia Bougie Judkins, BANCROFT, MCGAVIN,
HORVATH & JUDKINS PC, Fairfax, Virginia, for Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Junius J. Joyner, III, appeals the district court's order denying relief on his 42 U.S.C. § 1983 complaint and declining to exercise supplemental jurisdiction over Joyner's state law claims. We have reviewed the record and conclude that the district court correctly dismissed Joyner's § 1983 claim for failure to state a claim for relief. We further conclude that the court then properly declined to exercise supplemental jurisdiction over the state law claims. *See* 28 U.S.C. § 1367(c)(3). However, when a district court dismisses state law claims over which the court declined to exercise supplemental jurisdiction, that dismissal must be without prejudice. *See Farlow v. Wachovia Bank of N.C.*, 259 F.3d 309, 316-17 (4th Cir. 2001). We therefore affirm the district court's dismissal of the complaint, but modify the order to clarify that the dismissal of the state law claims is without prejudice. 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 AS MODIFIED