## UNPUBLISHED

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

## No. 04-1799

CURLEE SHERMAN,

Plaintiff - Appellant,

versus

FERSE 5-10,

Defendant - Appellee.

Appeal from the United States District Court for the District of South Carolina, at Orangeburg. Margaret B. Seymour, District Judge; Joseph R. McCrorey, Magistrate Judge. (CA-04-1799-5)

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Submitted: October 29, 2004 Decided: November 15, 2004

Before NIEMEYER, KING, and DUNCAN, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Curlee Sherman, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit. See Local Rule 36(c).

PER CURIAM:

Curlee Sherman appeals the district court's order affirming the magistrate judge's dismissal of his complaint pursuant to a previously entered pre-filing review order. We have reviewed the record and find no reversible error. Accordingly, although we grant leave to proceed on appeal in forma pauperis, we affirm for the reasons stated by the district court. <u>See Sherman</u>  $\underline{v}$ . Ferse 5-10, No. CA-04-1799-5 (D.S.C. filed July 16, 2004; entered July 19, 2004). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

## AFFIRMED