

Filed: May 19, 2000

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 00-6009
(CR-94-206-S, CA-97-61-S)

United States of America,

Plaintiff - Appellee,

versus

Anthony D. Hawks,

Defendant - Appellant.

O R D E R

The court amends its opinion filed April 20, 2000, as follows:

On page 1, section 3, lines 2-3, and page 2, line 7 of opinion -- the district court case numbers are corrected to read CR-94-206-S and CA-97-61-S.

For the Court - By Direction

/s/ Patricia S. Connor
Clerk

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 00-6009

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

ANTHONY D. HAWKS,

Defendant - Appellant.

Appeal from the United States District Court for the District of Maryland, at Baltimore. Frederic N. Smalkin, District Judge. (CR-94-206-S, CA-97-61-S)

Submitted: March 28, 2000

Decided: April 20, 2000

Before NIEMEYER and MICHAEL, Circuit Judges, and HAMILTON, Senior Circuit Judge.

Affirmed by unpublished per curiam opinion.

Anthony D. Hawks, Appellant Pro Se. Jamie M. Bennett, Assistant United States Attorney, Baltimore, Maryland, for Appellee.

Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Anthony D. Hawks appeals the district court's orders denying his motion for new trial under Fed. R. Crim. P. 33 and his motion for reconsideration of the same. We have reviewed the record and the district court's opinions and find no reversible error. Accordingly, although we grant Hawks' motion to proceed on appeal in forma pauperis, we affirm on the reasoning of the district court. See United States v. Hawks, Nos. CR-94-206-S; CA-97-61-S (D. Md. Nov. 10; Nov. 16, 1999).^{*} 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

^{*} Although the orders from which Hawks appeals were filed on October 25, 1999, and November 15, 1999, they were entered on the district court's docket sheet on November 10, 1999, and November 16, 1999. November 10, 1999, and November 16, 1999 are therefore the effective dates of the district court's decisions. See Fed. R. Civ. P. 58 and 79(a); see also Wilson v. Murray, 806 F.2d 1232, 1234-35 (4th Cir. 1986).