

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 99-7692**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

CARL M. MCMANUS,

Defendant - Appellant.

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Appeal from the United States District Court for the Western District of North Carolina, at Asheville. Lacy H. Thornburg, District Judge. (CR-95-27, CA-99-250-1-T)

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Submitted: February 24, 2000

Decided: March 3, 2000

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Before MOTZ and KING, Circuit Judges, and BUTZNER, Senior Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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Carl M. McManus, Appellant Pro Se. Harry Thomas Church, Assistant United States Attorney, Brian Lee Whisler, OFFICE OF THE UNITED STATES ATTORNEY, Charlotte, North Carolina, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.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

PER CURIAM:

Carl M. McManus seeks to appeal the district court's order construing his petition for writ of coram nobis as a motion filed under 28 U.S.C.A. § 2255 (West Supp. 1999) and denying it. We have reviewed the record and the district court's opinion and find no reversible error. Accordingly, we deny a certificate of appealability and dismiss the appeal on the reasoning of the district court. See United States v. McManus, No. CR-95-27; CA-99-250-1-T (W.D.N.C. Dec. 3, 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.

DISMISSED