

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

James Wallace Fox v. Brick Tripp

714 F. App'x 260 (4th Cir. 2018) · No. 17-7609 · Decided March 8, 2018

OPINION

PER CURIAM.

UNPUBLISHED UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT No. 17-7609 JAMES WALLACE FOX, Petitioner - Appellant, v. BRICK TRIPP, Respondent - Appellee. Appeal from the United States District Court for the Eastern District of North Carolina, at Raleigh. Terrence W. Boyle, District Judge. (5:16-hc-02269-BO) Submitted: February 9, 2018 Decided: March 8, 2018 Before NIEMEYER, TRAXLER, and DUNCAN, Circuit Judges.

Dismissed by unpublished per curiam opinion. James Wallace Fox, Appellant Pro Se. Roberto Francisco Ramirez, Assistant United States Attorney, OFFICE OF THE UNITED STATES ATTORNEY, Raleigh, North Carolina, for Appellee. Unpublished opinions are not binding precedent in this circuit. PER CURIAM: James Wallace Fox seeks to appeal the motion to dismiss his 28 U.S.C. § 2241 (2012) petition.

This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (2012), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (2012); Fed. R. Civ. P. 54(b); *Cohen v. Beneficial Indus. Loan Corp.*, 337 U.S. 541, 545-46 (1949).

The district court has not issued any final order or any appealable interlocutory or collateral order. Accordingly, we deny leave to proceed in forma pauperis and dismiss the appeal for lack of jurisdiction. 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 2