

FILED: September 8, 2021

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 21-6085  
(6:20-cv-03365-DCN)

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KEVIN HERRIOTT

Plaintiff - Appellant

v.

LIEUTENANT JACKSON

Defendant - Appellee

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O R D E R

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The court denies the petition for rehearing and rehearing en banc. No judge requested a poll under Fed. R. App. P. 35 on the petition for rehearing en banc.

Entered at the direction of the panel: Judge Wynn, Judge Floyd, and Senior Judge Keenan.

For the Court

/s/ Patricia S. Connor, Clerk

**UNPUBLISHED****UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT**

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**No. 21-6085**

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KEVIN HERRIOTT,

Plaintiff - Appellant,

v.

LIEUTENANT JACKSON,

Defendant - Appellee.

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Appeal from the United States District Court for the District of South Carolina, at Greenville. David C. Norton, District Judge. (6:20-cv-03365-DCN)

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Submitted: April 27, 2021

Decided: May 3, 2021

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Before KEENAN, WYNN, and FLOYD, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Kevin Herriott, Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

## PER CURIAM:

Kevin Herriott appeals the district court's order accepting the recommendation of the magistrate judge and dismissing Herriott's 42 U.S.C. § 1983 action under 28 U.S.C. § 1915A(b). We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. *Herriott v. Jackson*, No. 6:20-cv-03365-DCN (D.S.C. Dec. 16, 2020). 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*