



Caution

As of: June 11, 2014 4:25 PM EDT

Ifenatuora v. United States

United States Court of Appeals for the Fourth Circuit
April 12, 2011, Submitted; April 27, 2011, Decided
No. 10-7556

Reporter: 425 Fed. Appx. 266; 2011 U.S. App. LEXIS 8605

CALS IFENATUORA, Petitioner - Appellant, v. UNITED STATES OF AMERICA, Respondent - Appellee.

Davis Moomau, OFFICE OF THE UNITED STATES ATTORNEY, Greenbelt, Maryland, for Appellee.

Notice: PLEASE REFER TO FEDERAL RULES OF APPELLATE PROCEDURE RULE 32.1 GOVERNING THE CITATION TO UNPUBLISHED OPINIONS.

Judges: Before SHEDD, AGEE, and WYNN, Circuit Judges.

Subsequent History: Stay granted by, Post-conviction proceeding at [Ifenatuora v. United States, 2011 U.S. Dist. LEXIS 46668 \(D. Md., Apr. 29, 2011\)](#)

Prior History: **[**1]** Appeal from the United States District Court for the District of Maryland, at Greenbelt. (8:10-cv-01091-PJM). Peter J. Messitte, Senior District Judge.
[United States v. Ifenatuora, 2010 U.S. Dist. LEXIS 120929 \(E.D. Cal., Nov. 12, 2010\)](#)

Disposition: DISMISSED.

Core Terms

collateral order, final order, interlocutory

Counsel: Cals Ifenatuora, Appellant, Pro se.

Melanie Lisa Glickson, OFFICE OF THE UNITED STATES ATTORNEY, Baltimore, Maryland; William

Opinion

[*266] PER CURIAM:

Cals C. Ifenatuora seeks to appeal the district court's order dismissing without prejudice his motion for discovery. This court may exercise jurisdiction only over final orders, [28 U.S.C. § 1291 \(2006\)](#), and certain interlocutory and collateral orders, [28 U.S.C. § 1292 \(2006\)](#); [Fed. R. Civ. P. 54\(b\)](#); [Cohen v. Beneficial Indus. Loan Corp., 337 U.S. 541, 545-46, 69 S. Ct. 1221, 93 L. Ed. 1528 \(1949\)](#). The order Ifenatuora seeks to appeal is neither a final order nor an appealable interlocutory or collateral order. Accordingly, we grant the Government's motion to dismiss the appeal for lack of jurisdiction. We deny Ifenatuora's motion to grant access to evidence and dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument **[**2]** would not aid the decisional process.

DISMISSED