



1 IT IS ORDERED that Judgment be entered: (1) accepting this Amended  
2 Report and Recommendation; and (2) directing that Judgment be entered denying the  
3 First Amended Petition and dismissing this action with prejudice.

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6 DATED: April 18, 2013

7 HONORABLE PHILIP S. GUTIERREZ  
8 United States District Judge

9 Prepared by:

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12 HONORABLE OSWALD PARADA  
13 United States Magistrate Judge