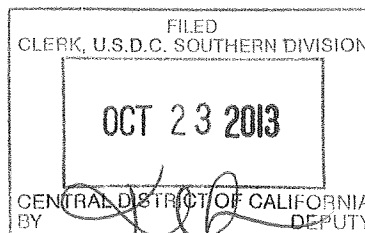


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I HEREBY CERTIFY THAT THIS DOCUMENT WAS SERVED BY FIRST CLASS MAIL. POSTAGE PREPAID, TO ALL COUNSEL (OR PARTIES) AT THEIR RESPECTIVE MOST RECENT ADDRESS OF RECORD IN THIS ACTION ON THIS DATE.

DATED: 10-23-13

[Signature]
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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

EUGENIO HERNANDEZ VILLA,)
)
) Petitioner,)
)
) vs.)
)
) WARDEN LINDA T. McGREW,)
)
) Respondent.)

Case No. CV 13-3619-JSL (RNB)

ORDER ACCEPTING FINDINGS
AND RECOMMENDATIONS
OF UNITED STATES
MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, records on file herein, and the Report and Recommendation of the United States Magistrate Judge. Further, the Court has engaged in a de novo review of those portions of the Report and Recommendation to which objections have been made. The Court accepts the findings and recommendations of the Magistrate Judge.

IT THEREFORE IS ORDERED that (1) respondent's Motion to Dismiss is granted; and (2) Judgment be entered dismissing this action without prejudice.

DATED: 10/22/13

[Signature]
J. SPENCER LETTS
UNITED STATES DISTRICT JUDGE