

1 **WO**

2

3

4

5

6

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

7

8

9

Freddie Cruz,

)

No. CV07-0527-PHX-DGC (CRP)

10

Petitioner,

)

ORDER

11

v.

)

12

Ivian Bartous, Warden, Arizona Attorney
General,

)

13

Respondents.

)

14

15

Petitioner Freddie Cruz has filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. Dkt. #1. United States Magistrate Judge Charles R. Pyle has issued a report and recommendation (“R&R”) recommending that the petition be denied. Dkt. #17. No objection has been filed, which relieves the Court of its obligation to review the R&R. See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(3); *Thomas v. Arn*, 474 U.S. 140, 149 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003). The Court will accept the R&R and deny the petition.

22

IT IS ORDERED:

23

1. The R&R (Dkt. #17) is **accepted**.

24

2. The petition for writ of habeas corpus (Dkt. #1) is **denied**.

25

3. A certificate of appealability and leave to proceed *in forma pauperis* on appeal are **denied**

26

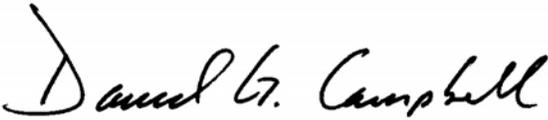
27

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

4. The Clerk is directed to **terminate** this action.

DATED this 29th day of April, 2010.



David G. Campbell
United States District Judge