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

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James Germaine Bolden,

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No. CV-07-0711-PHX-GMS

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Petitioner,

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**ORDER**

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v.

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Charles L. Ryan, et al.,

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Respondents.

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Pending before the Court are Petitioner’s Petition for Writ of Habeas Corpus and United States Magistrate Judge Ferraro’s Report and Recommendation (“R&R”). Dkt. ## 1, 25. The R&R recommends that the Court dismiss the Petition. Dkt. # 25 at 13. The Magistrate Judge advised the parties that they had ten days to file objections to the R&R and that failure to file timely objections could be considered a waiver of the right to obtain review of the R&R. *Id.* at 14 (citing 28 U.S.C. § 636(b)).

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The parties did not file objections, which relieves the Court of its obligation to review the R&R. *See Reyna-Tapia*, 328 F.3d at 1121; *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (“[Section 636(b)(1)] does not . . . require any review at all . . . of any issue that is not the subject of an objection.”); Fed. R. Civ. P. 72(b)(3) (“The district judge must determine *de novo* any part of the magistrate judge’s disposition that has been properly objected to.”). The Court has nonetheless reviewed the R&R and finds that it is well-taken. The Court will accept the R&R and dismiss the Petition. *See* 28 U.S.C. § 636(b)(1) (stating that the district

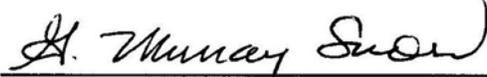
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1 court “may accept, reject, or modify, in whole or in part, the findings or recommendations  
2 made by the magistrate”); Fed. R. Civ. P. 72(b)(3) (“The district judge may accept, reject,  
3 or modify the recommended disposition; receive further evidence; or return the matter to the  
4 magistrate judge with instructions.”).

5 **IT IS ORDERED:**

- 6 1. Magistrate Judge Ferraro’s R&R (Dkt. # 25) is **ACCEPTED**.
- 7 2. Petitioner’s Petition for Writ of Habeas Corpus (Dkt. # 1) is **DISMISSED**.
- 8 3. The Clerk of Court shall **TERMINATE** this action.

9 DATED this 17th day of November, 2009.

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13 G. Murray Snow  
14 United States District Judge  
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