

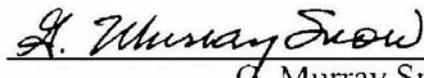


1 (1985) (“[Section 636(b)(1)] does not . . . require any review at all . . . of any issue that is  
2 not the subject of an objection.”); Fed. R. Civ. P. 72(b)(3) (“The district judge must  
3 determine de novo any part of the magistrate judge’s disposition that has been properly  
4 objected to.”). The Court has nonetheless reviewed the R&R and finds that it is well-  
5 taken. The Court will accept the R&R and **deny** the Petition/complaint. *See* 28 U.S.C. §  
6 636(b)(1) (stating that the district court “may accept, reject, or modify, in whole or in  
7 part, the findings or recommendations made by the magistrate”); Fed. R. Civ. P. 72(b)(3)  
8 (“The district judge may accept, reject, or modify the recommended disposition; receive  
9 further evidence; or return the matter to the magistrate judge with instructions.”).

10 **IT IS ORDERED:**

- 11 1. Magistrate Judge Voss’s R&R (Dkt. #2) is **accepted**.
- 12 2. Defendant-Movant’s petition for writ of habeas corpus/complaint (Dkt.  
13 #17) is **denied**.
- 14 3. The Clerk of the Court shall **terminate** this action.

15 DATED this 3<sup>rd</sup> day of October, 2008.

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18 J. Murray Snow  
19 United States District Judge  
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