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

Christian Louis Wrathall,	)	No. CV-08-415-PHX-GMS (GEE)
	)	
Petitioner,	)	<b>ORDER</b>
	)	
v.	)	
	)	
E.W. Morris, Warden; et al.,	)	
	)	
Respondents.	)	
_____	)	

Pending before the Court are Petitioner’s Petition for Writ of Habeas Corpus and United States Magistrate Judge Glenda E. Edmond’s Report and Recommendation (“R&R”). Dkt. ## 1 & 14. The R&R recommends that the Court deny the petition because Petitioner’s consecutive sentences do not violate due process. Dkt. # 14 at 1. 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 8 (citing 28 U.S.C. § 636(b); Fed. R. Civ. P. 72(b)(2); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)).

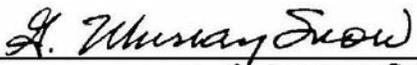
The parties did not file objections, which relieves the Court of its obligation to review the R&R. *See Reyna-Tapia*, 328 F.3d at 1121; *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (“[Section 636(b)(1)] does not . . . require any review at all . . . of any issue that is not the subject of an objection.”); 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

1 Court has nonetheless reviewed the R&R and finds that it is well-taken. The Court will  
2 accept the R&R and deny the Petition. See 28 U.S.C. § 636(b)(1) (stating that the district  
3 court “may accept, reject, or modify, in whole or in part, the findings or recommendations  
4 made by the magistrate”); Fed. R. Civ. P. 72(b)(3) (“The district judge may accept, reject,  
5 or modify the recommended disposition; receive further evidence; or return the matter to the  
6 magistrate judge with instructions.”).

7 **IT IS ORDERED:**

- 8 1. Magistrate Judge Glenda E. Edmond’s R&R (Dkt. #14) is **ACCEPTED**.
- 9 2. Petitioner’s Petition for Writ of Habeas Corpus (Dkt. # 1) is **DENIED**.
- 10 3. The Clerk of the Court shall **TERMINATE** this action.

11 DATED this 12<sup>th</sup> day of November, 2008.

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14 G. Murray Snow  
15 United States District Judge  
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