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

Robert Cox,	)	No. CV-08-1413-PHX-GMS (ECV)
	)	
Petitioner,	)	<b>ORDER</b>
	)	
v.	)	
	)	
Dora B. Schriro, et al.,	)	
	)	
Respondents.	)	
	)	

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Pending before the Court are Petitioner’s First Amended Petition for Writ of Habeas Corpus and United States Magistrate Judge Edward C. Voss’s Report and Recommendation (“R&R”). Dkt. ## 11 and 20. The R&R recommends that the Court deny and dismiss with prejudice the Petition. Dkt. # 20 at 6. 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 6 (citing 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 6(a), 6(b) and 72; *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/grant/dismiss] the Petition/complaint. *See* 28 U.S.C. § 636(b)(1)  
3 (stating that the district court “may accept, reject, or modify, in whole or in part, the findings  
4 or recommendations made by the magistrate”); Fed. R. Civ. P. 72(b)(3) (“The district judge  
5 may accept, reject, or modify the recommended disposition; receive further evidence; or  
6 return the matter to the magistrate judge with instructions.”).

7 **IT IS ORDERED:**

- 8 1. Magistrate Judge Edward C. Voss’s R&R (Dkt. # 20) is **ACCEPTED**.  
9 2. Petitioner’s First Amended Petition for Writ of Habeas Corpus (Dkt. # 11) is  
10 **DENIED AND DISMISSED WITH PREJUDICE**.  
11 3. The Clerk of Court shall **TERMINATE** this action.

12 DATED this 27th day of April, 2009.

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16 G. Murray Snow  
17 United States District Judge  
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