

1 **WO**

2
3
4
5
6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA
8

9 Makale Deng Kual Arob,)
10 Petitioner,)
11 v.)
12 Katrina Kane,)
13 Respondent.)
14 _____)

CV 09-1132-PHX-PGR (MEA)

ORDER

15 The Court has reviewed *de novo* the Report and Recommendation of Magistrate Judge
16 Aspey and no party has filed any objection to the Report and Recommendation.
17 Accordingly,

18 IT IS HEREBY ORDERED that the Magistrate Judge’s Report and Recommendation
19 (**Doc. 11**) is **ACCEPTED** and **ADOPTED** by the Court.¹

20 IT IS FURTHER ORDERED that petitioner’s Petition for Writ of Habeas Corpus
21 (**Doc. 1**) is **DENIED** as **MOOT** and **DISMISSED** with prejudice.

22 ///

23 ///

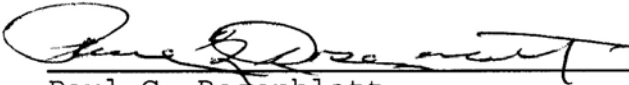
24 ///

25 _____
26 ¹ The petition is moot because no effective relief exists which the Court may grant.
27 Petitioner challenged only the fact of his immigration detention. He did not challenge the
28 terms of his release from detention. He has been released from detention under an order of supervision.

1 ///

2 IT IS FURTHER ORDERED that Respondent's Motion to Dismiss based on the same
3 grounds (Doc. 10) is **DENIED as MOOT**.

4 DATED this 5th day of January, 2010.

5 
6 Paul G. Rosenblatt
7 United States District Judge

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28