

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

Robert Harrison Oldfield,  
Petitioner,  
vs.  
Charles L. Ryan, et al.,  
Respondents.

No. CV-10-00210-PHX-ROS

**ORDER**

Pending before the Court is a Report and Recommendation by Magistrate Judge Edward Voss. (Doc. 17). Magistrate Judge Voss recommends the petition for writ of habeas corpus be denied as untimely. Petitioner did not file any objections. No objections being made, the Court will adopt the Report and Recommendation in full.

Accordingly,

**IT IS ORDERED** the Report and Recommendation (Doc. 17) is **ADOPTED**. The request for a writ of habeas corpus is **DENIED**. The Clerk shall close this case.

**IT IS FURTHER ORDERED** a Certificate of Appealability is **DENIED**. Dismissal of the petition is justified by a plain procedural bar and jurists of reason would not find the ruling debatable.

DATED this 21<sup>st</sup> day of March, 2011.

  
Roslyn O. Silver  
Chief United States District Judge