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**NOT FOR PUBLICATION**  
IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

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10 Jeremiah Ulysess Crayton,

) No. CV-10-01409-PHX-FJM

11                   Petitioner,

) **ORDER**

12 vs.

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14 Charles L. Ryan, et al.,

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16                   Respondents.

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The court has before it Jeremiah Crayton’s petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 (doc. 1), respondents’ answer (doc. 10), and the report and recommendation of the United States Magistrate Judge recommending that the petition be denied (doc. 11). Petitioner did not file a reply to his petition or an objection to the report and recommendation.

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After review, we accept the recommendation of the United States Magistrate Judge pursuant to Rule 8(b), Rules Governing § 2254 Cases, and deny the petition.

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**IT IS THEREFORE ORDERED DENYING** the petition for writ of habeas corpus (doc. 1).

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**IT IS FURTHER ORDERED DENYING** a certificate of appealability because petitioner has not made a substantial showing of the denial of a constitutional right.

DATED this 3<sup>rd</sup> day of January, 2011.

*Frederick J. Martone*  
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Frederick J. Martone  
United States District Judge