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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA
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9 Lorenzo Elizondo,

10 Petitioner,

11 vs.

12 United States of America,

13 Respondent.
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No. CV11-0894 PHX DGC (ECV)
CR05-0683 PHX DGC

ORDER

15 Petitioner Lorenzo Elizondo has filed a motion to vacate sentence pursuant to
16 28 U.S.C. § 2255. Doc. 1. United States Magistrate Judge Edward C. Voss has issued a
17 report and recommendation (“R&R”) recommending that the motion be denied. Doc. 5.
18 No objection has been filed, which relieves the Court of its obligation to review the R&R.
19 See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(3); *Thomas v. Arn*, 474 U.S. 140, 149
20 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003). The Court
21 will accept the R&R and deny the motion.

22 **IT IS ORDERED:**

- 23 1. The R&R (Doc. 5) is **accepted**.
24 2. The motion to vacate sentence (Doc. 1) is **denied**.
25 3. A certificate of appealability and leave to proceed *in forma pauperis* on
26 appeal are **denied**
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