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IN THE UNITED STATES DISTRICT COURT

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FOR THE DISTRICT OF ARIZONA

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Kevin R. Rucks,

No. CV12-1522 PHX DGC (MHB)

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Petitioner,

ORDER

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v.

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Charles L. Ryan, et al.,

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Defendants.

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Petitioner Kevin R. Rucks has filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. Doc. 1. United States Magistrate Michelle H. Burns has issued a report and recommendation (“R&R”) recommending that the petition be denied and dismissed with prejudice. Doc. 17. No objection has been filed, which relieves the Court of its obligation to review the R&R. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(3); *Thomas v. Arn*, 474 U.S. 140, 149 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003). The Court will accept the R&R and deny the petition.

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IT IS ORDERED:

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1. The R&R (Doc. 17) is **accepted**.

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2. The petition for writ of habeas corpus (Doc. 1) is **denied and dismissed with prejudice**.

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3. Petitioner’s motion to include additional materials in petition for writ of habeas corpus and for Court’s assistance in obtaining additional material (Doc. 5) is **denied**.

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4. Petitioner’s motion for discovery (Doc. 11) is **denied**.

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5. Petitioner’s motion to include additional materials to petition (Doc. 15) is **denied**.

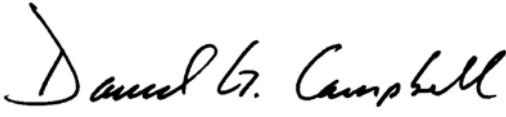
6. Petitioner’s motion to add Amicus Curiae Brief to petition (Doc. 12) is **denied as moot**.

7. Petitioner’s motion for clarification (Doc. 18) is **denied as moot**.

8. A certificate of appealability and leave to proceed *in forma pauperis* on appeal are **denied**

9. The Clerk is directed to **terminate** this action.

Dated this 25th day of March, 2013.



David G. Campbell
United States District Judge