

1 NOT FOR PUBLICATION
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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Tony Buck,
10 Movant/Defendant,
11 v.
12 United States of America,
13 Respondent/Plaintiff.
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No. CV-16-02018-PHX-SRB
CR-95-00386-PHX-SRB
ORDER

15 Movant, Tony Buck, filed an Amended Motion to Vacate, Set Aside, or Correct
16 Sentence pursuant to 28 U.S.C. § 2255 on July 11, 2016. The United States filed its
17 response in opposition on May 29, 2018. Movant filed a reply on June 25, 2018.

18 The Magistrate Judge filed her Report and Recommendation on November 1, 2018
19 recommending that Movant's Amended Motion to Vacate, Set Aside, or Correct Sentence
20 be denied. In the Report and Recommendation, the Magistrate Judge advised the parties
21 that they had fourteen days from the date of service of a copy of the Report and
22 Recommendation within which to file specific written objections with the Court. The
23 time to file such objections has expired and no objections to the Report and
24 Recommendation have been filed.
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27 The Court finds itself in agreement with the Report and Recommendation of the
28

1 Magistrate Judge.

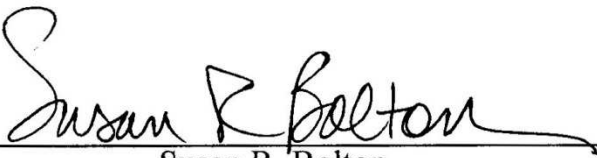
2 **IT IS ORDERED** adopting the Report and Recommendation of the Magistrate
3 Judge as the Order of this Court. (Doc. 17)
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5 **IT IS FURTHER ORDERED** denying Movant's Amended Motion to Vacate,
6 Set Aside or Correct Sentence by a Person in Federal Custody pursuant to 28 U.S.C. §
7 2255.
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9 **IT IS FURTHER ORDERED** denying a Certificate of Appealability and leave to
10 proceed in forma pauperis on appeal because Movant has not made a substantial showing
11 of the denial of a constitutional right.
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13 **IT IS FURTHER ORDERED** directing the Clerk to enter judgment accordingly.

14 Dated this 21st day of November, 2018.
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19 _____
20 Susan R. Bolton
21 United States District Judge
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