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6   **IN THE UNITED STATES DISTRICT COURT**

7   **FOR THE DISTRICT OF ARIZONA**

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9   Jonathan James Bone,   No. CV-17-02846-PHX-DLR

10   Petitioner,   **ORDER**

11   v.

12   Arizona Department of Corrections, et al.,

13   Respondents.
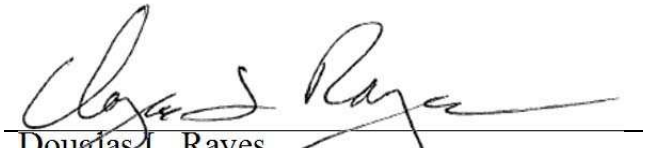
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15   Before the Court is Petitioner Jonathan James Bone's Petition for Writ of Habeas

16   Corpus pursuant to 28 U.S.C. § 2254 and United States Magistrate Judge John Z. Boyle's

17   Report and Recommendation ("R&R"). (Docs. 1, 18.) The R&R recommends that the

18   Court deny the Petition and dismiss with prejudice. The Magistrate Judge advised the

19   parties that they had fourteen days to file objections to the R&R and that failure to file

20   timely objections could be considered a waiver of the right to obtain review of the R&R.

21   *See United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003). Petitioner did

22   not file objections, which relieves the Court of its obligation to review the R&R. *See*

23   *Reyna-Tapia*, 328 F.3d at 1121; *Thomas v. Arn*, 474 U.S. 140, 149 (1985) ("[Section

24   636(b)(1)] does not . . . require any review at all . . . of any issue that is not the subject of

25   an objection."); Fed. R. Civ. P. 72(b)(3) ("The district judge must determine de novo any

26   part of the magistrate judge's disposition that has been properly objected to."). The Court

27   has nonetheless reviewed the R&R and finds that it is well-taken. The Court will accept

28   the R&R and deny the Petition and dismiss with prejudice. *See* 28 U.S.C. § 636(b)(1)

1 (stating that the district court "may accept, reject, or modify, in whole or in part, the

2 findings or recommendations made by the magistrate"); Fed. R. Civ. P. 72(b)(3) ("The

3 district judge may accept, reject, or modify the recommended disposition; receive further

4 evidence; or return the matter to the magistrate judge with instructions.").

5   **IT IS ORDERED** that Magistrate Judge Boyle's R&R (Doc. 18) is **ACCEPTED**.

6 Petitioner's Petition for Writ of Habeas Corpus (Doc. 1.) is **DISMISSED** with prejudice.

7 The Clerk of the Court shall terminate this case.

8   Dated this 31st day of July, 2018.

Douglas L. Rayes
United States District Judge