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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

Rajbir Singh Cheema,

Petitioner,
vs.

Kevin Curran, et al.,

Respondents.

No. CV-17-03692-PHX-SPL (JFM)

ORDER

Petitioner Rajbir Singh Cheema has filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 (Doc. 1). The Honorable James F. Metcalf, United States Magistrate Judge, issued a Report and Recommendation ("R&R") (Doc. 20), recommending that the Court deny the Petition. Judge Metcalf advised the parties that they had fourteen (14) days to file objections to the R&R and that failure to file timely objections could be considered a waiver of the right to obtain review of the R&R. (Doc. 20 at 12) (citing 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 6, 72; *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)).

The parties did not file objections, which relieves the Court of its obligation to review the R&R. *See Reyna-Tapia*, 328 F.3d at 1121; *Thomas v. Arn*, 474 U.S. 140, 149 (1985) ("[Section 636(b)(1)] does not . . . require any review at all . . . of any issue that is not the subject of an objection."); Fed. R. Civ. P. 72(b)(3) ("The district judge must determine de novo any part of the magistrate judge's disposition that has been properly objected to."). The Court has nonetheless reviewed the R&R and finds that it is well-

taken. The Court will adopt the R&R and deny the Petition. See 28 U.S.C. § 636(b)(1)
(stating that the district court "may accept, reject, or modify, in whole or in part, the
findings or recommendations made by the magistrate"); Fed. R. Civ. P. 72(b)(3) ("The
district judge may accept, reject, or modify the recommended disposition; receive further
evidence; or return the matter to the magistrate judge with instructions."). Accordingly,
IT IS ORDERED:
1. That Magistrate Judge Metcalf's Report and Recommendation (Doc. 20) is
accepted and adopted by the Court;
2. That the Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241
(Doc. 1) is denied and dismissed with prejudice ; and
3. That the Clerk of Court shall terminate this action. ¹
Dated this 3rd day of May, 2018.
Al. Logar
Honorable Steven P. Løgan United States District Judge

For the reasons set forth in the R&R, the Court need not determine whether a certificate of appealability should issue. (*See* Doc. 20 at 11.)