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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

Ismael Genao,

Petitioner,

v.

Warden J.T. Shartle,<sup>1</sup>

Respondent.

No. CV-14-02402-TUC-FRZ

**ORDER**

Before the Court for consideration is a Petition for Writ of Habeas Corpus, brought pursuant to 28 U.S.C. § 2241 by pro se Petitioner Ismael Genao, and the Report and Recommendation of the Magistrate Judge recommending that the Court enter an order granting Respondent's Motion to Dismiss for Lack of Subject Matter Jurisdiction.

This matter was referred to Magistrate Judge Leslie A. Bowman, pursuant to the provisions of 28 U.S.C. § 636(b), Rule 72, Fed.R.Civ.P., and Local Rules 72.1 and 72.2 of the Rules of Practice of the United States District Court for the District of Arizona, for further proceedings and Report and Recommendation.

Magistrate Judge Bowman issued her Report and Recommendation on July 13, 2015, recommending that the Court grant Respondent's motion to dismiss and enter an order denying the Petition for Writ of Habeas Corpus as moot.

The Report and Recommendation sets forth the factual and procedural background relevant to this action and a legal analysis addressing the lack of case and controversy.

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<sup>1</sup> Substituted for former Warden Louis W. Winn, Jr. pursuant to Rule 25(d), Fed.R.Civ.P.

