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

Michael Strausbaugh,  
Petitioner,  
v.  
JT Shartle,  
Respondent.

No. CV-17-00333-TUC-JAS  
**ORDER**

Pending before the Court are a Report and Recommendation issued by United States Magistrate Judge Bernardo P. Velasco that recommends denying Petitioner's habeas petition filed pursuant to 28 U.S.C. § 2241, Plaintiff's Motion to Stay (Doc. 46), and Plaintiff's Motion to Life Stay (Doc. 48). As the Court finds that the Report and Recommendation appropriately resolved the habeas petition, the objections are denied.<sup>1</sup>

Further, as Plaintiff has requested to lift the stay, the need for a stay has passed. As no stay was put in place, no stay must be lifted. Therefore, Plaintiff's motions related to a stay (Docs. 46, 48) are denied.

Accordingly, IT IS HEREBY ORDERED as follows:

(1) Magistrate Judge Velasco's Report and Recommendation (Doc. 38) is accepted and adopted.

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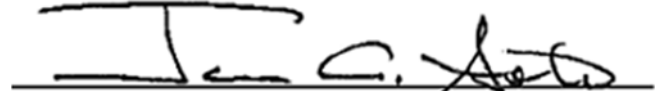
<sup>1</sup> The Court reviews de novo the objected-to portions of the Report and Recommendation. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). The Court reviews for clear error the unobjected-to portions of the Report and Recommendation. See *Johnson v. Zema Systems Corp.*, 170 F.3d 734, 739 (7th Cir. 1999); see also *Conley v. Crabtree*, 14 F. Supp. 2d 1203, 1204 (D. Or. 1998).

1 (2) The Petition (Doc. 1) is denied due to lack of jurisdiction. This matter is dismissed  
2 with prejudice.

3 (3) Plaintiff's motions related to a stay (Docs. 46, 48) are denied.

4 (4) The Clerk of the Court shall enter judgment in this matter and close this case.

5 Dated this 15th day of August, 2019.

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9 Honorable James A. Soto  
10 United States District Judge  
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