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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Ronald Michael Capito,

10 Petitioner,

11 v.

12 A. Dulgov,

13 Respondent.
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No. CV-22-00374-TUC-RCC

ORDER

15 On October 12, 2023, Magistrate Judge Eric J. Markovich issued a Report and
16 Recommendation ("R&R") in which he recommended the Court deny Petitioner Ronald
17 Michael Capito's Petition Pursuant to 28 U.S.C. § 2241 for a Writ of Habeas Corpus by a
18 Person in Federal Custody. (Doc. 15.) The R&R notified the parties that they had
19 fourteen (14) days from the date of the R&R to file any objections. No objections have
20 been filed.

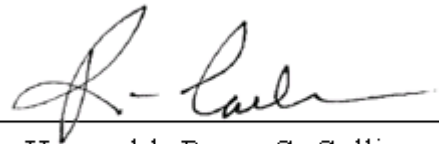
21 If neither party objects to a magistrate judge's report and recommendation, the
22 District Court is not required to review the magistrate judge's decision under any
23 specified standard of review. *Thomas v. Arn*, 474 U.S. 140, 150 (1985). However, the
24 statute for review of a magistrate judge's recommendation "does not preclude further
25 review by the district judge, *sua sponte* or at the request of a party, under a *de novo* or
26 any other standard." *Id.* at 154.

27 The Court has reviewed and considered the Petition (Doc. 1), the Government's
28 Response (Doc. 10), Petitioner's Reply (Doc. 11), and Judge Markovich's R&R (Doc.

1 15). The Court finds that the R&R is well-reasoned and agrees with Judge Markovich's
2 conclusions. Accordingly,

3 **IT IS ORDERED** that the R&R is **ADOPTED** (Doc. 15) and Petitioner Ronald
4 Michael Capito's Petition Pursuant to 28 U.S.C. § 2241 for a Writ of Habeas Corpus by a
5 Person in Federal Custody is **DISMISSED WITH PREJUDICE** (Doc. 1). The Clerk of
6 Court shall docket accordingly and close the case file in this matter.

7 Dated this 30th day of October, 2023.

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12 Honorable Raner C. Collins
13 Senior United States District Judge
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