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UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

| GEORGE VARGAS, |) Case No. CV 04-1949-GHK (JEM) |
|-----------------------------|---------------------------------|
| Petitioner, v. | JUDGMENT |
| v. | (|
| MICHAEL YARBOROUGH, Warden, | |
| Respondent. | |
| |) |

In accordance with the Report and Recommendation of the United States Magistrate Judge filed concurrently herewith,

IT IS HEREBY ADJUDGED that the action is dismissed with prejudice.

GEORGE H. KING UNITED STATES DISTRICT JUDGE