1 2 3 4 5 6 7 8 9 UNITED STATES DISTRICT COURT 10 CENTRAL DISTRICT OF CALIFORNIA-WESTERN DIVISION 11 12 13 14 15 LOUIE BRACAMONTE, CV 05-7088-DSF (SH) 16 ORDER ADOPTING THE FINAL REPORT AND RECOMMENDATION OF UNITED STATES MAGISTRATE Petitioner, 17 **JUDGE** 18 v. WILLIAM SULLIVAN, Warden 19 Respondent. 20 21 Pursuant to 28 U.S.C. Section 636(b)(1)(C), the Court has reviewed the 22 Petition, all of the records and files herein and the attached Final Report and 23 Recommendation of the United States Magistrate Judge, and has made a de novo 24 determination of the Final Report and Recommendation. The Court concurs with 25 and adopts the conclusions of the Magistrate Judge. 26 IT IS ORDERED that the Petition filed herein is dismissed with prejudice. 27 28

IT IS FURTHER ORDERED that the Clerk shall serve copies of this Order, the Magistrate Judge's Final Report and Recommendation and the Judgment herein by the United States mail on petitioner and counsel for respondent.

LET JUDGMENT BE ENTERED ACCORDINGLY.

DATED: 11/7/08

Dale S. Jischer

DALE S. FISCHER UNITED STATES DISTRICT JUDGE