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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

**JEFFREY C. BARNETT,**  
**Petitioner,**  
**v.**  
**D.K. SISTO, Warden,**  
**Respondent.**

**No. CV 07-4071-DOC (RCF)**

**ORDER ADOPTING FINDINGS,  
CONCLUSIONS, AND RECOMMENDATIONS  
OF UNITED STATES MAGISTRATE JUDGE**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all the records, and the attached Report and Recommendation of the United States Magistrate Judge. The Court concurs with and adopts the findings of fact, conclusions of law, and recommendations contained in the Report and Recommendation.

IT IS ORDERED that Judgment be entered granting Respondent's Motion to Dismiss and dismissing the Petition with prejudice as barred by the statute of limitations.

IT IS FURTHER ORDERED that the Clerk serve copies of this Order and the Judgment by United States mail on Petitioner and counsel for Respondent.

LET JUDGMENT BE ENTERED ACCORDINGLY.

DATED: November 4, 2008

David O. Carter  
DAVID O. CARTER  
UNITED STATES DISTRICT JUDGE