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9	9 UNITED STATES DISTRICT COURT		
10	10 CENTRAL DISTRICT OF CALIFORNIA-WESTERN I	DIVISION	
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16 17	Petitioner, ) REPORT AND RECOM	MENDATION	
17	v. JUDGE	WINDIGINATE	
10	D.K. SISTO, Warden,		
20	Respondent.		
21	21 Pursuant to 28 U.S.C. Section 636(b)(1)(C), the Court	has reviewed the	
22	22 Petition, all of the records and files herein and the attac	Petition, all of the records and files herein and the attached Report and	
23	Recommendation of the United States Magistrate Judge, and has made a de novo		
24	24 determination of the Report and Recommendation. The Court	concurs with and	
25	adopts the conclusions of the Magistrate Judge.		
26	26 IT IS ORDERED that the Petition filed herein is dismisse	d with prejudice.	
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1	IT IS FURTHER ORDERED that the Clerk shall serve copies of this Order,
2	the Magistrate Judge's Report and Recommendation and the Judgment herein by
3	the United States mail on petitioner and counsel for respondent.
4	LET JUDGMENT BE ENTERED ACCORDINGLY.
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6	DATED: <u>November 21, 2008</u>
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8	Harry teess
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10	UNITED STATES DISTRICT JUDGE
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