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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

TRAVIS LEE HERNDON,

Petitioner,

v.

LARRY SMALL, Warden,

Respondent.

Case No. CV 08-4540-R (JTL)

J U D G M E N T

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

IT IS HEREBY ADJUDGED that the Petition for Writ of Habeas Corpus is denied and this action is dismissed without prejudice.

DATED: September 15, 2008

MANUEL L. REAL
UNITED STATES DISTRICT JUDGE