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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

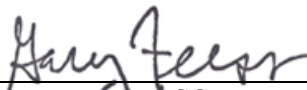
HENRY NEVE GOMEZ,	)	CASE NO. CV 09-6819-GAF (PJW)
	)	
Petitioner,	)	
	)	ORDER ACCEPTING REPORT AND
v.	)	RECOMMENDATION OF UNITED STATES
	)	MAGISTRATE JUDGE AND DENYING
K. HARRINGTON,	)	CERTIFICATE OF APPEALABILITY
	)	
Respondent.	)	
_____	)	

Pursuant to 28 U.S.C. § 636, the Court has reviewed the  
Petition, the records on file, and the Report and Recommendation of  
United States Magistrate Judge. Petitioner has not filed any  
objections to the Report. The Court accepts the findings and  
recommendation of the Magistrate Judge.

Further, for the reasons stated in the Report and  
Recommendation, the Court finds that Petitioner has not made a  
substantial showing of the denial of a constitutional right and,  
therefore, a certificate of appealability will not issue in this

1 action. See 28 U.S.C. § 2253(c)(2); Fed. R. App. P. 22(b); *Miller-El*  
2 *v. Cockrell*, 537 U.S. 322, 336 (2003).

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4 DATED: September 8, 2011.

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8 GARY A. FEES  
9 UNITED STATES DISTRICT JUDGE  
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