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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

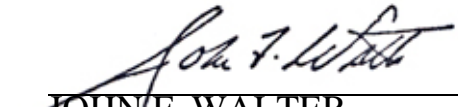
BRIAN LEIGH TOBIAS,	)	Case No. CV 10-1170-JFW (DTB)
	)	
Petitioner,	)	ORDER ACCEPTING FINDINGS,
vs.	)	CONCLUSIONS AND
FRANK X. CHAVEZ, Acting	)	RECOMMENDATIONS OF UNITED
Warden,	)	STATES MAGISTRATE JUDGE
	)	
Respondent.	)	

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Pursuant to 28 U.S.C. § 636, the Court has reviewed the Second Amended Petition, all the records and files herein, and the Report and Recommendation of the United States Magistrate Judge. Objections to the Report and Recommendation have been filed herein. Having made a de novo determination of those portions of the Report and Recommendation to which objections have been made, the Court concurs with and accepts the findings, conclusions and recommendations of the Magistrate Judge.

IT THEREFORE IS ORDERED that Judgment be entered denying the Second Amended Petition and dismissing this action with prejudice.

DATED: August 14, 2013

  
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 JOHN F. WALTER  
 UNITED STATES DISTRICT JUDGE