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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

STEPHEN GARCIA,)	Case No. CV 10-7274 DSF(JC)
Petitioner,)	
v.)	ORDER ADOPTING FINDINGS,
PEOPLE OF THE STATE OF)	CONCLUSIONS, AND
CALIFORNIA, et al.,)	RECOMMENDATIONS OF
Respondents.)	UNITED STATES MAGISTRATE
)	JUDGE
)	

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ Habeas Corpus by a Person in State Custody (the "Petition"), all of the records herein, and the attached Report and Recommendation of United States Magistrate Judge. The Court approves and adopts the United States Magistrate Judge's Report and Recommendation.

IT IS ORDERED that Judgment be entered denying the Petition and dismissing this action without prejudice.

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1 IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the
2 United States Magistrate Judge's Report and Recommendation, and the Judgment
3 herein on petitioner and on any counsel for respondent.

4 LET JUDGMENT BE ENTERED ACCORDINGLY.

5 1/31/11

6 DATED: _____

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10 HONORABLE DALE S. FISCHER
11 UNITED STATES DISTRICT JUDGE
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