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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

KENRICK DALY,	)	Case No. CV 11-1818-DSF (DTB)
Petitioner,	)	
vs.	)	ORDER ACCEPTING FINDINGS,
FRANK X. CHAVEZ, Acting	)	CONCLUSIONS AND
Warden,	)	RECOMMENDATIONS OF UNITED
Respondent.	)	STATES MAGISTRATE JUDGE

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Pursuant to 28 U.S.C. § 636, the Court has reviewed the First 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 by both petitioner and respondent. 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.

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1 IT THEREFORE IS ORDERED that petitioner's request for discovery and an  
2 evidentiary hearing is denied and that Judgment be entered dismissing the First  
3 Amended Petition with prejudice.

4 DATED: 11/5/13 \_\_\_\_\_  
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*DALE S. FISCHER*

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7 DALE S. FISCHER  
8 UNITED STATES DISTRICT JUDGE  
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