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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

10 JAMES PRESSLEY,) CASE NO. CV 13-1687-RGK (PJW)
11)
12 Petitioner,) ORDER ACCEPTING REPORT AND
13) ADOPTING FINDINGS, CONCLUSIONS,
14 v.) AND RECOMMENDATIONS OF UNITED
15) STATES MAGISTRATE JUDGE, AND
16) DENYING CERTIFICATE OF
17) APPEALABILITY
18)
19 Respondent.)
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29 Pursuant to 28 U.S.C. Section 636, the Court has reviewed the
30 Petition, records on file, and the Report and Recommendation of the
31 United States Magistrate Judge. Further, the Court has engaged in a
32 *de novo* review of those portions of the Report to which Petitioner has
33 objected. The Court accepts the findings and recommendation of the
34 Magistrate Judge.

35 Further, for the reasons stated in the Report and
36 Recommendation, the Court finds that Petitioner has not made a
37 substantial showing of the denial of a constitutional right and
38 therefore, a certificate of appealability is denied. See 28 U.S.C.

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

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4 DATED: February 13, 2014.

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7 R. GARY KLAUSNER
8 UNITED STATES DISTRICT JUDGE
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