1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 CENTRAL DISTRICT OF CALIFORNIA 10 ANTHONY ELIJAH KILGORE, 11 NO. CV 14-722-BRO(E) 12 Petitioner, ORDER ACCEPTING FINDINGS, 13 v. CONCLUSIONS AND RECOMMENDATIONS 14 ELVIN VALENZUELA, Warden, OF UNITED STATES MAGISTRATE JUDGE 15 Respondent. 16 17 Pursuant to 28 U.S.C. section 636, the Court has reviewed the 18 19 Petition, all of the records herein and the attached Report and 20 Recommendation of United States Magistrate Judge. The Court accepts 21 and adopts the Magistrate Judge's Report and Recommendation. 22 IT IS ORDERED that Judgment be entered denying and dismissing 23 Petitioner's ex post facto claim without prejudice and denying and 24 25 dismissing Petitioner's other claims with prejudice. 26 27 IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the Magistrate Judge's Report and Recommendation and the Judgment 28

herein on Petitioner and counsel for Respondent. LET JUDGMENT BE ENTERED ACCORDINGLY. DATED: August 13, 2014. BEVERLY REID O'CONNELL UNITED STATES DISTRICT JUDGE