NO. CV 14-4883-R (AGR)

ORDER ACCEPTING FINDINGS AND RECOMMENDATION OF UNITED STATES MAGISTRATE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the petition, records on file, and the Report and Recommendation of the magistrate judge. Further, the Court has engaged in a de novo review of those portions of the Report to which Petitioner has objected. The Court accepts the findings and recommendation of the magistrate judge with the following correction:

Footnote 4 on page 4 of the Report is deleted.

IT IS ORDERED that the petition is denied and the action dismissed with prejudice.

DATED: January 21, 2015

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MANUEL L. REAL United States District Judge