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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

EDWIN McMILLAN,  
Petitioner,  
v.  
RONALD RACKLEY, Warden,  
Respondent.

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) Case No. CV 15-1488-AG (SP)  
)  
) **ORDER ACCEPTING FINDINGS AND**  
) **RECOMMENDATION OF UNITED**  
) **STATES MAGISTRATE JUDGE**  
)  
)  
)

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, records on file, and the Report and Recommendation of the United States 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.

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1 IT IS THEREFORE ORDERED that respondent's Motion to Dismiss (docket  
2 no. 24) is granted, and Judgment will be entered denying the Petition and dismissing  
3 this action with prejudice.

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5 DATED: March 28, 2017



HONORABLE ANDREW J. GUILFORD  
UNITED STATES DISTRICT JUDGE

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