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

WILLIAM BENITEZ,)
)
 Petitioner,)
)
 v.)
)
 TIM PEREZ, Warden,)
)
 Respondent.)

NO. CV 16-02559-AB (AS)

**ORDER ACCEPTING FINDINGS,
CONCLUSIONS AND RECOMMENDATIONS OF
UNITED STATES MAGISTRATE JUDGE**

Pursuant to 28 U.S.C. section 636, the Court has reviewed the
Petition, all of the records herein and the attached Report and
Recommendation of United States Magistrate Judge to which no objections
were filed. The Court accepts and adopts the Magistrate Judge's Report
and Recommendation.

IT IS ORDERED that Judgment be entered denying and dismissing the
Petition with prejudice.

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1 IT IS FURTHER ORDERED that the Clerk serve copies of this Order,
2 the Magistrate Judge's Report and Recommendation and the Judgment herein
3 on counsel for Petitioner and counsel for Respondent.

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5 LET JUDGMENT BE ENTERED ACCORDINGLY.

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7 DATED: September 18, 2017.

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12 ANDRÉ BIROTTE JR.
13 UNITED STATES DISTRICT JUDGE
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