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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DEREK PETTIS,

Petitioner,

v.

D. ASUNCION,

Respondent.

) Case No. CV 16-4241 CBM(JC)

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

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ of Habeas Corpus by a Person in State Custody (“Petition”) and accompanying documents, the submissions in connection with the Motion to Dismiss the Petition (“Motion to Dismiss”), and all of the records herein, including the attached Report and Recommendation of United States Magistrate Judge (“Report and Recommendation”). The Court approves and accepts the Report and Recommendation.

IT IS HEREBY ORDERED that the Motion to Dismiss is granted and the Petition and this action are dismissed.

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1 IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the
2 Report and Recommendation, and the Judgment herein on petitioner and counsel
3 for respondent.

4 LET JUDGMENT BE ENTERED ACCORDINGLY.

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6 DATED: March 8, 2017

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9 HONORABLE CONSUELO B. MARSHALL
10 SENIOR UNITED STATES DISTRICT JUDGE
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