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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

DWIGHT MARTIN,	} Case No.: CV 16-09311-RSWL (JDE)
Petitioner,	
v.	
ROBERT FOX, Warden,	
Respondent.	

} ORDER ACCEPTING FINDINGS  
AND RECOMMENDATION OF  
UNITED STATES MAGISTRATE  
JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the petition, the records on file, and the Report and Recommendation of the United States Magistrate Judge. Petitioner has filed no objections to the Report and Recommendation. The Court accordingly accepts the findings and recommendation of the Magistrate Judge.

IT IS THEREFORE ORDERED:

- (1) Respondent’s Motion to Vacate Order Requiring Return/Answer to Petition is granted; and

//

1 (2) Judgment shall be entered dismissing this action without  
2 prejudice.

3 DATED: 8/16/2017

s/ RONALD S.W. LEW  
Hon. Ronald S.W. Lew  
U.S. District Judge

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