

1 Pursuant to 28 U.S.C. § 636, the court has reviewed the Petition, Dkt. 1, all the 2 records and files herein, and the Report and Recommendation of the United States 3 Magistrate Judge ("Report"), Dkt. 24. The time for filing objections to the Report passed 4 and no objections were filed. 5 Accordingly, the court ACCEPTS and ADOPTS the findings, conclusions, and 6 recommendations in the Report and ORDERS as follows: 7 1. The stay entered on November 8, 2022, Dkt. 18, is LIFTED. 8 2. Judgment shall be ENTERED dismissing the action without prejudice. 9 3. The Clerk is ORDERED to serve copies of this Order, the Judgment, and 10 the concurrently-issued Order Denying Certificate of Appealability on 11 counsel for Respondent and on Petitioner at both his address of record at 12 Corcoran State Prison and the following address: 13 Alexander J. Carlos CDC# BN5303 14 Kern Valley State Prison Facility 'C 15 P.O. Box 5103 Delano, CA 93216. 16 17 IT IS SO ORDERED. 18 Dated: January 27, 2025 19 FERNANDO L. AENLLE-ROCHA 20 United States District Judge 21 22 23 24 25 26 27 28