


1 Accordingly, IT IS HEREBY ORDERED:

- 2 1. The Report and Recommendation is accepted (Dkt. No. 32);
- 3 2. The Petition is denied and this action is dismissed with prejudice (Dkt. No. 1);
- 4 3. The Certificate of Appealability is denied; and
- 5 4. Judgment is to be entered accordingly.

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7 DATED: February 5, 2024

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THE HONORABLE OTIS D. WRIGHT, II
United States District Judge

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