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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

PAUL MONTANEZ,

 Petitioner,

 v.

T.L. CAMPBELL, Warden,

 Respondent.

Case No. 2:23-cv-01058-FWS-JC

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

The Court has conducted the review required by 28 U.S.C. § 636 and accepts the findings, conclusions and recommendation of the Magistrate Judge reflected in the August 16, 2024, Report and Recommendation of United States Magistrate Judge.

THE COURT HEREBY ORDERS: (1) respondent’s Motion to Dismiss the operative First Petition for Writ of Habeas Corpus by a Person in State Custody (“First Amended Petition”) is granted and the First Amended Petition and this action are dismissed with prejudice because petitioner’s claims are untimely; and (2) Judgment shall be entered accordingly.

1 IT IS FURTHER ORDERED that the Clerk serve copies of this Order and the
2 Judgment herein on Petitioner and counsel for Respondent.

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4 IT IS SO ORDERED.

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6 DATED: September 25, 2024

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Honorable Fred W. Slaughter
10 UNITED STATES DISTRICT JUDGE
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