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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

OMAR MARTINEZ-RODRIGUEZ,
Plaintiff,

v.

WARDEN BIRKHOLZ, FCI LOMPOC,
Defendants.

Case No. 23-CV-8677-SPG (AS)

**ORDER ACCEPTING FINDINGS,
CONCLUSIONS AND
RECOMMENDATIONS OF UNITED
STATES MAGISTRTE JUDGE
[ECF NO. 16]**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all of the records herein, and the attached Report and Recommendation of United States Magistrate Judge to which no objections were filed. Accordingly, the Court concurs with and accepts the findings and conclusions of the Magistrate Judge.

IT IS ORDERED that Judgment be entered denying the Petition and dismissing this action without prejudice.

IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the

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1 Magistrate Judge’s Report and Recommendation, and the Judgment herein on counsel for
2 Petitioner and counsel for Respondent.

3 **IT IS SO ORDERED.**

4 DATED: November 21, 2024



HON. SHERILYN PEACE GARNETT
UNITED STATES DISTRICT JUDGE

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