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| 8 | UNITED STATES DISTRICT COURT | |
| 9 | CENTRAL DISTRICT OF CALIFORNIA | |
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| 11 | EUSEBIO ROBERTO GONZALEZ, |) Case No. EDCV 10-327 CAS(JC) |
| 12 | Petitioner, |) ORDER ACCEPTING FINDINGS,) CONCLUSIONS, AND) RECOMMENDATIONS OF |
| 13 | V. |) RECOMMENDATIONS OF) UNITED STATES MAGISTRATE |
| 14 | IAMES VATES |) JUDGE |
| 15 | JAMES YATES, | |
| 16 | Respondent. | } |

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ of Habeas Corpus by a Person in State Custody (the "Petition") and all of the records herein, including the attached Report and Recommendation of United States Magistrate Judge ("Report and Recommendation"), and petitioner's objections to the Report and Recommendation ("Objections"). The Court has further made a *de novo* determination of those portions of the Report and Recommendation to which objection is made. The Court concurs with and accepts the findings, conclusions, and recommendations of the United States Magistrate Judge and overrules the Objections.

IT IS ORDERED that Judgment be entered denying the Petition and
dismissing this action with prejudice.

| 1 | IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the | | |
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| 2 | Report and Recommendation, and the Judgment herein on petitioner and counsel | | |
| 3 | for respondent. | | |
| 4 | LET JUDGMENT BE ENTERED ACCORDINGLY. | | |
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| 6 | DATED: April 1, 2013 | | |
| 7 | DATED: April 1, 2013 Rhristing A. Smyde | | |
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| 9 | HONORABLE CHRISTINA A. SNYDER UNITED STATES DISTRICT JUDGE | | |
| 10 | UNITED STATES DISTRICT JUDGE | | |
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