

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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

<b>CLAUDIO JIMENEZ,</b>	)	<b>NO. ED CV 16-00198-VBF (KS)</b>
	)	
<b>Petitioner,</b>	)	<b>ORDER</b>
<b>v.</b>	)	<b>Adopting Report &amp; Recommendation;</b>
	)	<b>Denying the Habeas Corpus Petition;</b>
<b>W.L. MONTGOMERY,</b>	)	<b>Directing Entry of Separate Judgment;</b>
	)	<b>Directing Entry of Separate COA Ruling</b>
<b>Respondent.</b>	)	

---

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ of Habeas Corpus (“Petition”), all of the records herein, and the Report and Recommendation of the United States Magistrate Judge (“R&R”). Finding no error of law, fact, or logic in the R&R:

The Report and Recommendation is **ADOPTED**.

The habeas corpus petition is **DENIED**.

This action is **DISMISSED with prejudice**.

The case shall be **TERMINATED and closed**.

1 Final judgment will issue consistent with this Order and with the R&R. as required by  
2 Fed. R. Civ. P. 58(a), judgment will be entered as a separate document.

3 The Court will rule on a certificate of appealability by separate order.  
4

5 

6 Dated: Sept. 26, 2017

---

7  
8 VALERIE BAKER FAIRBANK  
9 UNITED STATES DISTRICT JUDGE  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28