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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

JASON SCOTT HARPER,  
Petitioner,  
v.  
DAVID DAVEY, Warden,  
Respondent.

Case No. ED CV-16-02250-JFW (KES)  
  
ORDER ACCEPTING FINDINGS AND  
RECOMMENDATIONS OF UNITED  
STATES MAGISTRATE JUDGE

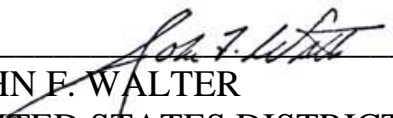
Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, the other records on file herein, the Report and Recommendation of the United States Magistrate Judge, and the Supplemental Report and Recommendation of the United States Magistrate Judge. Further, the Court has engaged in a de novo review of those portions of the Report and Recommendation to which objections have been made. The Court accepts the findings and recommendations of the Magistrate Judge.

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IT IS THEREFORE ORDERED that (1) the Petition is GRANTED;  
(2) Respondent's motion for a stay is DENIED; and (3) this matter is remanded to  
the Superior Court of Riverside County for resentencing in a manner consistent  
with the Magistrate Judge's Report and Recommendation and Miller v. Alabama,  
567 U.S. 460 (2012).

DATED: November 28, 2017

  
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JOHN F. WALTER  
UNITED STATES DISTRICT JUDGE