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

JONATHAN GARCIA,

Petitioner,

v.

MARTIN BITER, Warden,

Respondent.

Case No. SACV 15-1759-VBF (LAL)

**ORDER ACCEPTING AMENDED
REPORT AND RECOMMENDATION OF
UNITED STATES MAGISTRATE JUDGE**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, the Magistrate Judge's Amended Report and Recommendation, Petitioner's Objections and the remaining record, and has made a *de novo* determination. See Fed. R. Civ. P. 72(b); 28 U.S.C. § 636(b)(1); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

In his Objections, Petitioner simply reargues the merits of the Petition. The Court, therefore, overrules the Objections for the reasons stated in the Amended Report and Recommendation.

Accordingly, IT IS ORDERED THAT:

1. The Amended Report and Recommendation is approved and accepted;
2. Judgment be entered denying the Petition and dismissing this action with prejudice; and

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3. The Clerk serve copies of this Order on the parties.

DATED: June 21, 2017



HONORABLE VALERIE BAKER FAIRBANK
UNITED STATES DISTRICT JUDGE