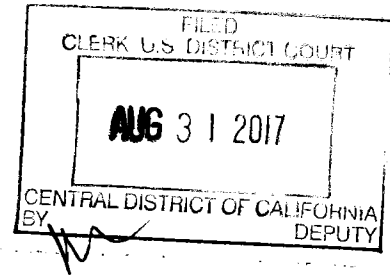


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**IN THE UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

<p><b>BERNARD SMITH,</b></p> <p style="text-align: center;">Petitioner,</p> <p style="text-align: center;">v.</p> <p><b>NEIL McDOWELL, Warden,</b></p> <p style="text-align: center;">Respondent.</p>
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Case No. SA CV 16-272 MWF (MRW)

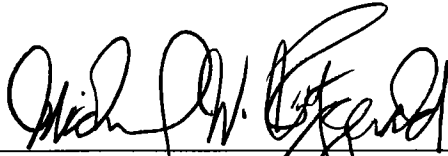
**ORDER ACCEPTING FINDINGS  
AND RECOMMENDATIONS OF  
UNITED STATES MAGISTRATE  
JUDGE**

Pursuant to 28 U.S.C. § 636, the Court reviewed the petition, the records on file, and the Report and Recommendation of the United States Magistrate Judge. Petitioner did not file any written objections to the report. The Court accepts the findings and recommendation of the Magistrate Judge.

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

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5 DATE: August 31, 2017

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HON. MICHAEL W. FITZGERALD  
UNITED STATES DISTRICT JUDGE