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

JOSE LUIS CAPACETE, JR.,
Petitioner,
v.
SCOTT FRAVENHEIM, Warden,
Respondent.

Case No. SA CV 16-1016 DSF (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 2/6/17

6 DATE: _____



7 _____
8 HON. DALE S. FISCHER
9 UNITED STATES DISTRICT JUDGE
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