James Brian Carruthers v. Jossie Gastelo Doc. 31

FILED
CLERK, U.S. DISTRICT COURT
JUN 17 2020
CENTRAL DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

JAMES BRIAN CARRUTHERS,

Petitioner,

v.

JOSSIE GASTELO, Warden,

Respondent.

Case No. 8:19-cv-02206-PSG-AFM

ORDER ACCEPTING FINDINGS AND RECOMMENDATIONS OF UNITED STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ of Habeas Corpus, records on file and the Report and Recommendation of United States Magistrate Judge. Further, the Court has engaged in a de novo review of those portions of the Report to which Petitioner has objected. The Court accepts the findings and recommendation of the Magistrate Judge.

IT THEREFORE IS ORDERED that Judgment be entered (1) denying Petitioner's request for an evidentiary hearing; and (2) denying the Petition and dismissing the action with prejudice.

DATED: 6/17/2020

PHILIP S. GUTIERREZ
UNITED STATES DISTRICT JUDGE

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