

1 findings and recommendations and dismissed this habeas action due to petitioner's failure to
2 exhaust his claims without prejudice on July 18, 2018. (Doc. No. 21.)

3 On November 24, 2020, petitioner filed a motion to continue his habeas petition. (Doc.
4 No. 23.) On December 14, 2020, the magistrate judge issued findings and recommendations
5 construing petitioner's filing as a motion for relief from judgment under Federal Rule of Civil
6 Procedure 60(b) and recommending that petitioner's motion be denied. (Doc. No. 24.) Those
7 findings and recommendation were served upon all parties and contained notice that any
8 objections were to be filed within fourteen (14) days from the date of service of that order. (*Id.* at
9 3.) No objections have been filed and the time in which to do so has passed.

10 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(C) and Local Rule 304, the
11 court has conducted a *de novo* review of the case. Having carefully reviewed the entire file, the
12 court concludes that the findings and recommendation are supported by the record and proper
13 analysis.

14 Accordingly:

- 15 1. The findings and recommendations issued on December 14, 2020 (Doc. No. 24)
16 are adopted in full;
- 17 2. Petitioner Mark Anthony's November 24, 2020 filing, construed as a motion for
18 reconsideration (Doc. No. 23), is denied; and
- 19 3. This action shall remain closed.

20 IT IS SO ORDERED.

21 Dated: June 2, 2021

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24 UNITED STATES DISTRICT JUDGE