



1 recommendations were served on petitioner and contained notice that any objections thereto were  
2 to be filed within fourteen (14) days of the date of service. (*Id.* at 6.) To date, petitioner has filed  
3 no objections to the findings and recommendations, and the time for doing so has passed.

4 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this court has conducted a  
5 *de novo* review of the case. Having carefully reviewed the entire file, the court concludes that the  
6 findings and recommendations are supported by the record and proper analysis.

7 A state prisoner seeking a writ of habeas corpus has no absolute entitlement to appeal a  
8 district court's denial of his petition, and an appeal is only allowed in certain circumstances.  
9 *Miller-El v. Cockrell*, 537 U.S. 322, 335–36 (2003). Specifically, the federal rules governing  
10 habeas cases brought by state prisoners require a district court issuing an order denying a habeas  
11 petition to either grant or deny therein a certificate of appealability. See Rules Governing § 2254  
12 Case, Rule 11(a). A judge shall grant a certificate of appealability “only if the applicant has made  
13 a substantial showing of the denial of a constitutional right,” 28 U.S.C. § 2253(c)(2), and the  
14 certificate must indicate which issues satisfy this standard. 28 U.S.C. § 2253(c)(3). “Where a  
15 district court has rejected the constitutional claims on the merits, the showing required to satisfy §  
16 2253(c) is straightforward: [t]he petitioner must demonstrate that reasonable jurists would find  
17 the district court's assessment of the constitutional claims debatable or wrong.” *Slack v.*  
18 *McDaniel*, 529 U.S. 473, 484 (2000). Here, petitioner has not made such a showing.  
19 Accordingly, a certificate of appealability will not be issued.

20 Accordingly,

- 21 1. The findings and recommendations issued March 16, 2020 (Doc. No. 18) are  
22 adopted in full;
- 23 2. The petition for writ of habeas corpus (Doc. No. 1) is denied;
- 24 3. The court declines to issue a certificate of appealability; and
- 25 4. The Clerk of Court is directed to close the case.

26 IT IS SO ORDERED.

27 Dated: April 20, 2020

28   
UNITED STATES DISTRICT JUDGE

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