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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 WILLAM ERIK MONROE,

No. 2:08-cv-00558-MCE-DAD P

12 Petitioner,

13 vs.

ORDER

14 D.G. ADAMS, Warden,


15 Respondent.
16 _____/

17 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas
18 corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States Magistrate
19 Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

20 On December 11, 2008, the magistrate judge filed findings and recommendations herein
21 which were served on all parties and which contained notice to all parties that any objections to
22 the findings and recommendations were to be filed within twenty days. Neither party has filed
23 objections to the findings and recommendations.

24 The court has reviewed the file and finds the findings and recommendations to be
25 supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY
26 ORDERED that:

1. The findings and recommendations filed December 11, 2008, are adopted in full;
2. Respondent's June 2, 2008 motion to dismiss (Doc. No. 11) is denied; and
3. Respondent is directed to file an answer, together with all transcripts or other documents relevant to the determination of the issues presented in petitioner's application for a writ of habeas corpus within sixty days. See Rule 5, Fed. R. Governing § 2254 Cases.


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE