

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

MICHAEL A. BELL,

Plaintiff,

No. CIV S-08-2281 KJM CHS

vs.

DERRAL G. ADAMS,

Respondent.

ORDER

\_\_\_\_\_ /

Plaintiff, a state prisoner proceeding *pro se*, has filed an application for a writ of habeas corpus under 28 U.S.C. § 2254. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On June 15, 2011, the magistrate judge filed findings and recommendations, which were served on the parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within fourteen days. No objections to the findings and recommendations have been filed..

The court thus presumes that any findings of fact are correct. *See Orand v. United States*, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge’s conclusions of law are reviewed *de novo*. *See Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9th Cir.

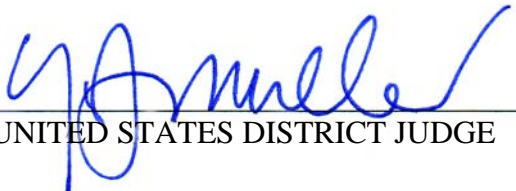
////

1 1983). Having carefully reviewed the file, the court finds the findings and recommendations to  
2 be supported by the record and by the proper analysis.

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. The findings and recommendations filed June 15, 2011, are adopted in full;
- 5 2. The application for writ of habeas corpus is denied;
- 6 3. A certificate of appealability shall not issue; and
- 7 4. The Clerk of the Court is directed to CLOSE this case.

8 DATED: September 30, 2011.

9  
10   
11 \_\_\_\_\_  
12 UNITED STATES DISTRICT JUDGE  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

26 /brya2241.805