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

JOSEPH G. ALCALA,

Petitioner,

No. CIV S-08-2455-JAM-TJB

vs.

BOARD OF PAROLE HEARINGS,

Respondent.

ORDER

\_\_\_\_\_ /

Petitioner, a state prisoner proceeding pro se, has filed this application for a writ of habeas corpus pursuant to 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 September 15, 2010, the magistrate judge filed findings and recommendations herein, which were served on all parties, and which contained notice to all parties that any objections to the findings and recommendations were to be filed within twenty-one days. On September 30, 2010, the magistrate judge granted Petitioner’s motion for an extension of time for thirty days. On October 29, 2010, Petitioner filed objections to the findings and recommendations. Respondent did not file a reply to Petitioner’s objections.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this

1 court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, the  
2 court finds the findings and recommendations to be supported by the record and by proper  
3 analysis.

4 Accordingly, IT IS HEREBY ORDERED that:

- 5 1. The findings and recommendations filed September 15, 2010, are adopted in full;
- 6 2. Petitioner's application for writ of habeas corpus is DENIED;
- 7 3. The Clerk is directed to close the case; and
- 8 4. The court declines to issue a certificate of appealability.

9 DATED: January 14, 2011

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/s/ John A. Mendez \_\_\_\_\_  
UNITED STATES DISTRICT JUDGE