1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 FOR THE EASTERN DISTRICT OF CALIFORNIA 9 10 No. 2:09-cv-01710 MCE-DB P ARQUIMEDES MENDOZA, 11 Petitioner, 12 **ORDER** v. 13 MATTHEW CATE, 14 Respondent. 15 16 Petitioner, a state prisoner proceeding pro se, has filed this application for a writ of habeas 17 18 corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States Magistrate Judge 19 pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302. 20 On January 11, 2021, 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 fourteen days. Petitioner has filed 23 objections to the findings and recommendations. (ECF No. 129.) Respondent has filed a reply to the objections. (ECF No. 130.) 24 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this 25 26 Court has conducted a de novo review of this case. Having carefully reviewed the matter, the 27 Court finds the findings and recommendations to be supported by the record and by proper analysis. 28

1	Accordingly, IT IS HEREBY ORDERED that:
2	1. The findings and recommendations filed January 11, 2021 (ECF No. 128) are
3	ADOPTED in full;
4	2. The petition for writ of habeas corpus (ECF No. 1) is DENIED;
5	3. To the extent petitioner's objections request reconsideration of the court's August 11
6	2020 order (ECF No. 126), the request for reconsideration is DENIED;
7	4. The court grants a certificate of appealability as referenced in 28 U.S.C. § 2253.
8	IT IS SO ORDERED.
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10	Dated: June 9, 2021
11	Mount 1.
12	MORRISON C. ENGLAND, JR.) SENIOR UNITED STATES DISTRICT JUDGE
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