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1. The findings and recommendations filed October 15, 2013, are adopted in full;
2. Plaintiff's July 30, 2013 "opposition" is construed as a motion for relief from judgment and, so construed, is denied; and
3. The Clerk of the Court is directed to serve a copy of this order on the United States Court of Appeals for the Ninth Circuit.

DATED: January 21, 2014

/s/ John A. Mendez

UNITED STATES DISTRICT COURT JUDGE