UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

JOSE ANTONIO DURAN,

Petitioner,

v.

SCOTT FRAUENHEIM,

Respondent.

No. 2:17-cv-2122 KJM AC P

ORDER

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

On August 21, 2018, the magistrate judge filed findings and recommendations, 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 fourteen days. ECF No. 22. Petitioner has filed objections to the findings and recommendations. ECF No. 23.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this court has conducted a *de novo* review of this case. Having carefully reviewed the file, the court finds the findings and recommendations to be supported by the record and by proper analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed August 21, 2018 (ECF No. 22), are adopted in full;

2. Petitioner's motion for stay (ECF No. 21) is denied; and

3. This case is referred back to the assigned magistrate judge for all further pretrial proceedings.

DATED: September 25, 2018.

UNITED STATES DISTRICT JUDGE