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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	WILLIAM ROUSER,	No. 2:18-cv-1358-JAM-EFB P
12	Petitioner,	
13	V.	<u>ORDER</u>
14	UNKNOWN,	
15	Respondent.	
16		
17	Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas	
18	corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States Magistrate	
19	Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.	
20	On October 18, 2018, the magistrate judge filed findings and recommendations herein	
21	which were served on petitioner and which contained notice to petitioner 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.	
24	In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this	
25	court has conducted a <u>de novo</u> review of this case. Having carefully reviewed the entire file, the	
26	court finds the findings and recommendations to be supported by the record and by proper	
27	analysis.	
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1	Accordingly, IT IS HEREBY ORDERED that:	
2	1. The findings and recommendations filed October 18, 2018, are adopted in full;	
3	2. Petitioner's application for writ of habeas corpus is summarily dismissed without	
4	prejudice to filing a new action pursuant to 42 U.S.C. § 1983;	
5	3. The Clerk is directed to close the case; and	
6	4. The court declines to issue a certificate of appealability.	
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8	DATED: December 18, 2018	
9	/s/ John A. Mendez	
10	UNITED STATES DISTRICT COURT JUDGE	
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