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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

BOBEY HAIRSTON,  
  
                                Petitioner,  
  
                  v.  
  
B. DEVEIGA, et. al.,  
  
                                Respondents.

No. 2:19-cv-1284 MCE AC P

ORDER

Petitioner, a state prisoner proceeding pro se and in forma pauperis, has filed an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. ECF No. 1. 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 August 12, 2019, the magistrate judge issued findings and recommendations herein which were served on petitioner and which contained notice to petitioner that any objections to the findings and recommendations were to be filed within twenty-one days. ECF No. 8. Petitioner has not filed objections to the findings and recommendations.

The Court has reviewed the file and finds the findings and recommendations to be supported by the record and by the magistrate judge’s analysis. Accordingly, IT IS HEREBY ORDERED that:  
  
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1. The findings and recommendations issued August 12, 2019 (ECF No. 8) are ADOPTED in full;

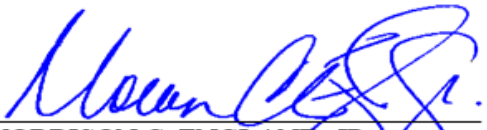
2. This action is summarily DISMISSED for failure to state a claim upon which relief may be granted, see Rules Governing § 2254 Cases, Rule 4, 28 U.S.C.A. foll. § 2254; 28 U.S.C. § 1915(e)(2)(B)(ii);

3. The Court DECLINES to issue the certificate of appealability referenced in 28 U.S.C. § 2253; and

4. The Clerk of the Court is directed to close the case.

IT IS SO ORDERED.

Dated: October 11, 2019

  
MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE