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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed February 4, 2021, are adopted in full;
2. This action is dismissed without prejudice; and
3. The court declines to issue the certificate of appealability referenced in 28 U.S.C. § 2253.

DATED: March 15, 2021.

  
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CHIEF UNITED STATES DISTRICT JUDGE