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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 KYLE S. COOPER,

12 Petitioner,

13 v.

14 THE CITY OF ELK GROVE,

15 Respondent.
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No. 2:22-cv-00443-TLN-AC

ORDER

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 March 15, 2022, 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 twenty-one days. (ECF No. 4.)
23 Petitioner has not filed objections to the findings and recommendations.

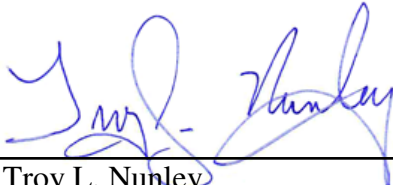
24 The Court has reviewed the file and finds the findings and recommendations to be
25 supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY
26 ORDERED that:

27 1. The findings and recommendations filed March 15, 2022, (ECF No. 4), are adopted in
28 full;

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2. This action is DISMISSED without prejudice as second or successive; and
3. The Court declines to issue the Certificate of Appealability referenced in 28 U.S.C. § 2253.

DATED: June 1, 2022



Troy L. Nunley
United States District Judge