

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Judge Robert E. Blackburn**

Civil Action No. 08-cv-00961-REB-MJW

JOHN J. McCARTHY,

Applicant,

v.

WARDEN USP FLORENCE,

Respondent.

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**ORDER REFERRING HABEAS PETITION TO MAGISTRATE JUDGE FOR  
REPORT AND RECOMMENDATION**

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**Blackburn, J.**

This matter comes before the Court, *sua sponte*.

**IT IS ORDERED** that pursuant to 28 U.S.C. § 636(b)(1)(B) and (C), and D.C.COLO.LCivR 72.1C.3, the United States Magistrate Judge is designated to conduct proceedings in this action as follows:

- (X) Hear and determine pretrial matters, as referred.
  
- (X) Provide a report and recommendation with regard to the petition.

**IT IS FURTHER ORDERED** that parties and counsel shall be familiar and comply with the undersigned judge's requirements found at [www.cod.uscourts.gov](http://www.cod.uscourts.gov).

Dated June 23, 2009, at Denver, Colorado.

BY THE COURT:

  
Robert E. Blackburn  
United States District Judge