

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
CASE NO. 09-20684-CV-GOLD/WHITE

JUAN DIAZ-GONZALEZ

Petitioner,

v.

WALTER A. McNEIL,

Respondent.

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ORDER ADOPTING AND AFFIRMING MAGISTRATE'S REPORT AND  
RECOMMENDATIONS [DE 14]; DISMISSING PETITION [DE 1] AS UNTIMELY

THIS CAUSE is before the Court upon Magistrate Judge White's Report and Recommendations [DE 14] ("the Report"), which recommends that Petitioner's Petition for Writ of Habeas Corpus be dismissed as untimely filed pursuant to 28 U.S.C. §2244(d)(1)-(2). No objections were timely filed. Having reviewed the Report, the record, the applicable law, and being otherwise duly advised, it is hereby

ORDERED AND ADJUDGED that:

1. The Report [DE 14] is ADOPTED AND AFFIRMED.
2. Petitioner's Petition for Writ of Habeas Corpus [DE 1] is DISMISSED as untimely filed pursuant to 28 U.S.C. §2244(d)(1)-(2)

DONE AND ORDERED, in Chambers, in Miami, Florida, this 31 day of March,  
2010.

  
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THE HONORABLE ALAN S. GOLD  
UNITED STATES DISTRICT JUDGE

cc: Counsel of record  
Magistrate Judge White

Juan Diaz Gonzalez, DC #415388  
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