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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BUTTE DIVISION**

ELDON HUFFINE,

Petitioner,

vs.

STATE OF MONTANA PRISON, et  
al.,

Respondents.

No. CV 09-63-BU-SEH

**ORDER**

On October 30, 2009, United States Magistrate Judge Keith Strong entered Findings and Recommendations<sup>1</sup> in this matter. Petitioner did not file objections. No review is required of proposed findings and recommendations to which no objection is made. Thomas v. Arn, 474 U.S. 140, 149-152 (1986). However, this

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<sup>1</sup> Docket No. 4.

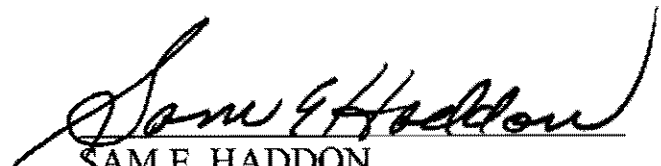
Court will review Judge Strong's Findings and Recommendations for clear error.

Upon review, I find no clear error in Judge Strong's Findings and Recommendation and adopt them in full.

ORDERED:

1. The Petition for Writ of Habeas Corpus<sup>2</sup> is DENIED for failure to pay the filing fee or move to proceed *in forma pauperis*.
2. The Clerk of Court is directed to enter a judgment of dismissal.
3. A certificate of appealability is DENIED. Any appeal would be taken in bad faith.

DATED this 2<sup>nd</sup> day of December, 2009.

  
SAM E. HADDON  
United States District Judge

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<sup>2</sup> Docket No. 1.