

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

ANDRES JOAQUIN TAFOYA,

Petitioner,

v.

No. CV 17-379 RB/CG

RICK MARTINEZ,

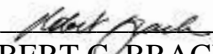
Respondent.

ORDER ADOPTING CHIEF MAGISTRATE JUDGE'S
PROPOSED FINDINGS AND RECOMMENDED DISPOSITION

THIS MATTER is before the Court on the Chief Magistrate Judge's Proposed Findings and Recommended Disposition (PFRD), filed November 26, 2018. (*See* Doc. 44.) In the PFRD, the Chief Magistrate Judge recommended that Respondent's Motion for Judgment on the Pleadings, Pursuant to Federal Rule of Civil Procedure 12(c), (Doc. 40), be granted; Mr. Tafoya's Petition for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2254, (Doc. 1), be denied; and this case be dismissed with prejudice. (Doc. 44 at 29.) The parties were notified that written objections to the PFRD were due within fourteen days. (*Id.*) Mr. Tafoya's counsel requested and was granted two extensions of time to file objections. (Docs. 46; 48.) No objections have been filed and the deadline of December 26, 2018, has passed. The recommendations of the Chief Magistrate Judge are therefore adopted by this Court.

IT IS THEREFORE ORDERED that Respondent's Motion for Judgment on the Pleadings, Pursuant to Federal Rule of Civil Procedure 12(c), (Doc. 40), is **GRANTED**, Mr.

Tafoya's Petition for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2254, (Doc. 1), is
DENIED, and this case is **DISMISSED WITH PREJUDICE**.



ROBERT C. BRACK
SENIOR U.S. DISTRICT JUDGE