

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
EUGENE DIVISION

RANDALL RAY MARTINO,
Petitioner,

Case No. 6:17-cv-00925-MK
ORDER

vs.

CHRISTINE POPOFF, Superintendent,
Oregon State Correctional Institution,
Respondent.

AIKEN, District Judge:

Magistrate Judge Mustafa Kasubhai filed his Findings and Recommendations (“F&R”) (doc. 54) recommending that petitioner’s Petition for Writ of Habeas Corpus (doc. 2) be dismissed with prejudice. This case is now before me. *See* 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).

When either party objects to any portion of a magistrate judge’s F&R, the district court must make a *de novo* determination of that portion of the magistrate judge’s report. *See* 28 U.S.C. § 636(b)(1); *McDonnell Douglas Corp. v. Commodore*

