

FILED \_\_\_\_\_ ENTERED \_\_\_\_\_  
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MAR 25 2013

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON DEPUTY

BY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GARY MICHAEL STREITLER,

Petitioner,

v.

JEFFREY UTTECHT,

Respondent.

Case No. C12-1288-JLR

ORDER DENYING 28 U.S.C.  
§ 2254 HABEAS PETITION

The Court, having reviewed petitioner's 28 U.S.C. § 2254 petition for writ of habeas corpus, the Answer, the reply, the <sup>unopposed</sup> Report and Recommendation of United States Magistrate Judge

James P. Donohue, the governing law, and the balance of the record, does hereby find and

ORDER:

- (1) The Report and Recommendation is ADOPTED;
- (2) Petitioner's habeas petition is DENIED;
- (3) Petitioner is DENIED issuance of a certificate of appealability; and
- (4) The Clerk of Court is directed to send copies of this Order to petitioner and to Magistrate Judge James P. Donohue.

DATED this <sup>25<sup>th</sup></sup> day of March, 2013.

JAMES L. ROBERT  
United States District Judge



12-CV-01288-ORD

*jur*