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6 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 ROGER FUALAAU,

9 Petitioner,

Case No. C14-0751-RAJ

10 v.

11 DANIEL WHITE ,

12 Respondent.

ORDER DENYING PETITION FOR WRIT  
OF HABEAS CORPUS

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14 The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's  
15 answer thereto, the Report and Recommendation of Mary Alice Theiler, United States Magistrate  
16 Judge, petitioner's objection thereto, and the remaining record, does hereby find and ORDER:

17 (1) The Court adopts the Report and Recommendation;

18 (2) Petitioner's petition for writ of habeas corpus (Dkt. 9) is DENIED, and  
19 petitioner's petition and this action are DISMISSED with prejudice;

20 (3) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the  
21 United States District Courts, a certificate of appealability is DENIED with respect to all grounds  
22 for relief asserted in this federal habeas action; and,

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ORDER DENYING PETITION FOR  
WRIT OF HABEAS CORPUS - 1

1 (4) The Clerk is directed to send copies of this Order to petitioner, to counsel for  
2 respondent, and to the Honorable Mary Alice Theiler.

3 DATED this 19th day of August, 2015.

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7 The Honorable Richard A. Jones  
8 United States District Judge  
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