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4 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
5 AT SEATTLE

6 JOSE DE JESUS CRUZ ESPARZA,

7 Petitioner,

CASE NO. C14-1083-RSM

8 v.

ORDER OF DISMISSAL

9 JEH JOHNSON, et al.,

10 Respondents.

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12 The Court, having reviewed the Report and Recommendation of the Honorable Mary
13 Alice Theiler, United States Magistrate Judge, and the remaining record, finds and Orders as
14 follows:

- 15 1. The Court adopts the Report and Recommendation;
- 16 2. Respondents' motion to dismiss (Dkt. 7) is GRANTED;
- 17 3. Petitioner's habeas petition (Dkt. 1) is DENIED, and this action is DISMISSED
18 without prejudice; and
- 19 4. The Clerk shall send copies of this Order to petitioner and to Judge Theiler.

20 DATED this 13 day of January 2015.

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22 RICARDO S. MARTINEZ
23 UNITED STATES DISTRICT JUDGE