

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PHONSAVANH PHONGMANIVAN,

Petitioner,

v.

RON HAYNES,

Respondent.

Case No. 2:16-cv-00556-RAJ-MAT

~~PROPOSED ORDER OF  
DISMISSAL~~

Having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, any objections or responses to that, and the remaining record, the Court finds and ORDERS:

- (1) The Court ADOPTS the Report and Recommendation;
- (2) Petitioner’s petition for writ of habeas corpus is DENIED without an evidentiary hearing, and this action is DISMISSED with prejudice;
- (3) A certificate of appealability is DENIED. *See* 28 U.S.C. § 2253(c); and

\  
\

1 (4) The Clerk is directed to send copies of this Order to the parties and to Judge  
2 Theiler.

3 Dated this 30th day of June, 2021.

4   
5

6 The Honorable Richard A. Jones  
7 United States District Judge  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23