

HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

STANTON HARRY MCCAIN II,

Petitioner,

v.

DONALD R. HOLBROOK,

Respondent.

Case No. C18-328-RAJ-MLP

ORDER OF DISMISSAL

I. INTRODUCTION

Having reviewed the Report and Recommendation of the Honorable Michelle L. Peterson, United States Magistrate Judge, Petitioner's objections to that, and the remaining record, the Court finds and **ORDERS**:

- (1) The Report and Recommendation (Dkt. # 67) is **ADOPTED** in full.
- (2) Petitioner's habeas petition is **DENIED** as untimely.
- (3) A certificate of appealability is **DENIED** as to all issues raised in the response to the order to show cause.
- (4) This action is **DISMISSED** with prejudice.

ORDER – 1

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

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4 DATED this 25th day of September, 2020.

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