

1 UNITED STATES DISTRICT COURT
2 WESTERN DISTRICT OF WASHINGTON
3 AT TACOMA

4 EUGINE V. ELKINS,

Petitioner,

5 v.

6 JAMES KEY,

Respondent.

CASE NO. C16-5956BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

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9 This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable Karen L. Strombom, United States Magistrate Judge. Dkt. 9. The Court, having considered the R&R and the remaining record, and no objections having been filed, does hereby find and order as follows:

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12 (1) The R&R is **ADOPTED**;

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14 (2) Petitioner’s petition for habeas corpus (Dkt. 4) is **DENIED** and

DISMISSED with prejudice;

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16 (3) A certificate of appealability is **DENIED**; and

17 (4) This case is closed.

18 Dated this 17th day of May, 2017.

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21 BENJAMIN H. SETTLE
22 United States District Judge