UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

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| MIGUEL RODRIGUEZ-GARCIA,<br>Petitioner,<br>v.<br>WARDEN, FCI-HERLONG,<br>Respondent. | No. 2:23-cv-0849 TLN SCR<br><br>ORDER |

Petitioner is incarcerated in Bureau of Prisons ("BOP") custody and is representing himself in this habeas corpus action filed pursuant to 28 U.S.C. § 2241. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On November 5, 2025, the magistrate judge filed findings and recommendations herein which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within twenty-one days. (ECF No. 25.) Neither party filed objections to the findings and recommendations and the time to do so has elapsed.

The Court presumes that any findings of fact are correct. *See Orand v. United States*, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed de novo. *See Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9th Cir. 1983). The Court has reviewed the file and finds the findings and recommendations to be supported by the record and



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by the magistrate judge's analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations (ECF No. 25) are ADOPTED IN FULL.

2. Petitioner's § 2241 application (ECF No. 1) is DENIED on the merits.

3. Respondent's motion to dismiss (ECF No. 11), construed as an answer, is deemed resolved for the reasons indicated herein.

4. The Clerk of Court shall close this case.

DATED: January 30, 2026

TROY L. NUNLEY
CHIEF UNITED STATES DISTRICT JUDGE