

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

Arthur Antonio Ochoa v. Ryan Thornell, et al.

Ochoa v. Thornell · No. CV-25-01975-PHX-ROS (DMF) · Decided December 8, 2025

OPINION

Thornell

PER CURIAM.

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6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE DISTRICT OF ARIZONA

8 9 Arthur Antonio Ochoa, No. CV-25-01975-PHX-ROS (DMF) 10 Petitioner, ORDER 11 v. 12
Ryan Thornell, et al., 13 Respondents. 14 15 Petitioner Arthur Ochoa filed a petition for Writ of
Habeas Corpus on June 6, 2025. 16 (Doc. 1). On July 8, 2025, Petitioner filed a “Motion to Stay
and Abeyance with Brief” 17 requesting a stay of the habeas claims pending resolution of his
current post-conviction 18 relief proceeding. (Doc. 10). The State filed a response stating that it
does not object to the 19 Motion. (Doc. 16), and Magistrate Judge Deborah M. Fine issued a
Report and 20 Recommendation (“R&R”) recommending the Motion be granted pursuant to
Rhines v. 21 Weber, 544 U.S. 269 (2005). (Doc. 17). Accordingly, the R&R will be adopted in
full. 22 IT IS ORDERED the Report and Recommendation (Doc. 10) is ADOPTED IN 23 FULL.
24 IT IS FURTHER ORDERED this action is STAYED and the petition (Doc. 1) 25 will be held
in abeyance until the conclusion of Petitioner’s post-conviction relief 26 proceedings in the state
courts. 27 ... 28 ... 1 IT IS FURTHER ORDERED Respondents shall file a report informing the
Court of the status of the state court post-conviction relief proceedings no later than 30 days after
3|| the date of this order, which is January 8, 2026, every 90 days thereafter, and upon conclusion
of Petitioner’s post-conviction relief proceedings in the state courts. 5 Dated this 8th day of
December, 2025. 6 fo □ 7 (— . 9 Senior United States District Judge 10 11 12 13 14 15 16 17 18
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