

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

James Martin Baca v. James Robertson

Baca · No. 2:22-cv-1481 WBS CSK P · Decided May 13, 2025

SUMMARY

The United States District Court for the Eastern District of California adopted the magistrate judge’s findings and recommendations in a state prisoner’s 28 U.S.C. § 2254 habeas corpus action. The court denied the habeas petition and declined to issue a certificate of appealability.

CASE DETAILS

COURT	United States District Court for the Eastern District of California
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	May 13, 2025
DOCKET	2:22-cv-1481 WBS CSK P
DISPOSITION	writ_denied
PROCEDURAL POSTURE	A state prisoner petitioned for a writ of habeas corpus under 28 U.S.C. § 2254. After a magistrate judge issued findings and recommendations, neither party objected, and the district court reviewed and adopted them.
STANDARD OF REVIEW	The court presumed the magistrate judge's findings of fact correct and reviewed the conclusions of law de novo.
PRECEDENTIAL VALUE	Unpublished district court order; precedential status is unknown from the source.
PARTIES	James Martin Baca v. James Robertson

TOPICS

- federal habeas corpus
- post-conviction relief
- standard of review
- appellate procedure

PRACTICE AREAS

- Federal habeas corpus
- Post-conviction relief
- Federal civil procedure

QUESTIONS PRESENTED

1. Whether the magistrate judge's findings and recommendations should be adopted after the parties filed no objections.
2. Whether petitioner's application for a writ of habeas corpus should be denied.
3. Whether the court should issue a certificate of appealability under 28 U.S.C. § 2253.

HOLDINGS

1. The district court adopted the magistrate judge's findings and recommendations in full because they were supported by the record and the magistrate judge's analysis.
2. Petitioner's application for a writ of habeas corpus was denied.
3. The court declined to issue the certificate of appealability referenced in 28 U.S.C. § 2253.

KEY QUOTATIONS

“The court presumes that any findings of fact are correct.” (at 1)

“The magistrate judge’s conclusions of law are reviewed de novo.” (at 1)

FACTUAL BACKGROUND

The opinion states that James Martin Baca was a state prisoner who filed an application for a writ of habeas corpus. The district court's order does not recount the underlying criminal or factual circumstances and instead adopts the magistrate judge's findings and recommendations.

PROCEDURAL HISTORY

Petitioner filed an application for a writ of habeas corpus under 28 U.S.C. § 2254. The matter was referred to a magistrate judge, who filed findings and recommendations on April 7, 2025. Neither party filed objections, and the district court adopted the findings and recommendations in full, denied habeas relief, and declined to issue a certificate of appealability.

DISPOSITION

writ_denied

CASES CITED

- Orand v. United States, 602 F.2d 207, 208 (9th Cir. 1979)
- Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983)

OPINION

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF
CALIFORNIA 10 11 JAMES MARTIN BACA, No. 2:22-cv-1481 WBS CSK P 12 Petitioner, 13
v. ORDER 14 JAMES ROBERTSON, 15 Respondent. 16 17 Petitioner, a state prisoner

proceeding pro se, filed an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254.

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 April 07, 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 fourteen days.

Neither party filed objections to the findings and recommendations. 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 by the magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED that: 1. The findings and recommendations (ECF No. 20) are adopted in full; 2. Petitioner's application for a writ of habeas corpus is denied; and 3.

The court declines to issue the certificate of appealability referenced in 28 U.S.C. § 2253. 6 | Dated: May 12, 2025
s/William B. Shubb
WILLIAM B. SHUBB UNITED STATES DISTRICT JUDGE
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