

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF  
CALIFORNIA

**Ruben Adrian Cortes, Jr. v. Stephen Smith**

Cortes v. Smith · No. 2:23-cv-09999-CV-SSC · Decided July 14, 2025

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OPINION

Ruben Adrian Cortes, Jr. v. Stephen Smith

PER CURIAM.

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UNITED STATES DISTRICT COURT

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CENTRAL DISTRICT OF CALIFORNIA

8 9 10 RUBEN ADRIAN CORTES, JR., Case No. 2:23-cv-09999-CV-SSC 11 Petitioner,

ORDER ACCEPTING

12 v. FINDINGS, CONCLUSIONS,

AND RECOMMENDATIONS OF

13 STEPHEN SMITH, Acting

UNITED STATES

14 Warden, MAGISTRATE JUDGE AND

DENYING CERTIFICATE OF

15 Respondent.

APPEALABILITY

16 17 Pursuant to 28 U.S.C. § 636 the Court has reviewed the Petition, 18 all of the records  
herein, the Report and Recommendation of United 19 States Magistrate Judge, and Petitioner's  
objections to the Report and 20 Recommendation. The Court has engaged in a de novo review of  
those 21 portions of the Report and Recommendation to which Petitioner has 22 objected. The  
Court accepts the findings and conclusions of the 23 Magistrate Judge in the Report and  
Recommendation. 24 IT IS ORDERED that judgment be entered denying the petition 25 and  
dismissing this action with prejudice. 26 Further, the Court finds that Petitioner has not made a 27  
1 | court erred in its procedural ruling and, therefore, a certificate of 2 | appealability will not issue  
in this action. See 28 U.S.C. § 22538(c)(2); 3 | Fed. R. App. P. 22(b); Miller-El v. Cockrell, 537  
U.S. 322, 336 (2003); 4 | Slack v. McDaniell, 529 U.S. 473, 484 (2000). 5 6 | DATED: 7/14/25  
yeath la Valenzuela

7 NORABLE CYNTHIA VALENZUELA

UNITED STATES DISTRICT JUDGE

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