

IN THE
SUPREME COURT OF THE UNITED STATES

Matthew F. Thyberg v. United States of America

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Tenth Circuit

APPENDIX B
District Court Order Adopting Magistrate's Proposed Findings

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,

Plaintiff,

v.

No. CV 16-613 RB/WPL

No. CR 08-2897 RB

MATTHEW THYBERG,

Defendant.

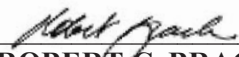
**ORDER ADOPTING MAGISTRATE JUDGE'S PROPOSED
FINDINGS AND RECOMMENDED DISPOSITION**

This matter is before the Court on the Magistrate Judge's Proposed Findings and Recommended Disposition (PFRD), filed June 12, 2017. (CV Doc. 17; CR Doc. 129.) The parties were notified that objections were due within fourteen days of service of the PFRD, and that if no objections were filed, no appellate review would be allowed. (CV Doc. 17 at 9; CR Doc. 129 at 9.) To date, no objections have been filed.

WHEREFORE,

IT IS HEREBY ORDERED that the Magistrate Judge's Proposed Findings and Recommended Disposition (CV Doc. 17; CR Doc. 129) is **ADOPTED** by the Court;

IT IS FURTHER ORDERED that this case is **DISMISSED**, and that a final judgment be entered concurrently with this order.



ROBERT C. BRACK
UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff,

v.

No. CV 16-613 RB/WPL
No. CR 08-2897 RB

MATTHEW THYBERG,

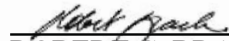
Defendant.

FINAL ORDER

Pursuant to the order entered concurrently herewith, the Court enters this Final Order under FED. R. CIV. P. 58, denying Matthew Thyberg's motion to vacate and correct sentence and dismissing this action with prejudice.

A certificate of appealability will not issue.

IT IS SO ORDERED.



ROBERT C. BRACK
UNITED STATES DISTRICT JUDGE