

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

EDWARD LEON GUY, III,  
  
Plaintiff,  
  
v.  
  
BEN CARSON, et al.,  
  
Defendants.

Case No. 2:20-cv-01581-DDP (SHK)

**ORDER ACCEPTING FINDINGS AND  
RECOMMENDATION OF UNITED STATES  
MAGISTRATE JUDGE**

Pursuant to 28 U.S.C. § 636, the Court has reviewed Plaintiff’s Second Amended Complaint (“SAC”) and the Report and Recommendation (“R&R”) of the United States Magistrate Judge, issued on June 22, 2020. Electronic Case Filing Number (“ECF No.”) 13, R&R. The Court has engaged in de novo review of those portions of the Report to which Plaintiff has objected. The Court accepts the findings and recommendation of the Magistrate Judge.

IT IS THEREFORE ORDERED that:


- (1) The R&R is ACCEPTED;
- (2) The following claims are DISMISSED WITHOUT PREJUDICE:

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

- (a) Plaintiff's claims against the United States Department of Housing and Urban Development and the Veteran's Administration;
  - (b) Plaintiff's Fifth Amendment and Cal. Civ. Code § 827 claim against the Housing Authority of the City of Los Angeles ("HACLA"); and
  - (c) Plaintiff's 42 U.S.C. § 1983 ("§ 1983") claim against DROB LLC.
- (3) The Court DECLINES to exercise supplemental jurisdiction over the remaining state law claims against Defendant DROB LLC, and DISMISSES DROB LLC from this action, WITHOUT PREJUDICE.

IT IS FURTHER ORDERED that Plaintiff's Fourteenth Amendment due process claim brought under § 1983 against Defendants HACLA, Sylvia Kaplan, and Cindy Salazar may proceed, and the Court will issue a separate order regarding service of this remaining claim on these three defendants.

Dated: May 23, 2023

  
\_\_\_\_\_  
HONORABLE DEAN D. PREGERSON  
United States District Judge