

1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), the court has conducted a
2 de novo review of this case. Having carefully reviewed the entire file, the court finds the findings
3 and recommendations to be supported by the record and by proper analysis. As the magistrate
4 judge noted, liberally construed, plaintiff's third amended complaint appears to state cognizable
5 claims against defendants LVN Reynoso and LVN Teran for deliberate indifference to plaintiff's
6 serious medical needs. (See Doc. No. 60 at 19–20.) However, because those claims are not
7 related to the other claims on which plaintiff will proceed in this action, they should be dismissed.
8 (Id.) To the extent plaintiff wishes to assert those claims against defendants LVN Reynoso and
9 LVN Teran, plaintiff is advised to file each of them with the court in separate complaints.

10 Accordingly,

- 11 1. The May 20, 2016 findings and recommendations (Doc. No. 60), are adopted in full;
- 12 2. This action for damages shall proceed on the following claims in plaintiff's third
13 amended complaint:
 - 14 a. against defendants Dr. Mahoney, Dr. Blanchard, Urbano LCSW, and Prince
15 LCSW for deliberate indifference of plaintiff's serious medical needs in violation
16 of the Eighth Amendment;
 - 17 b. against defendants Dr. Blanchard and Prince LCSW for retaliation in violation of
18 the First Amendment;
 - 19 c. against defendant guards Cordova, Torres, and J. Gomez for excessive use of force
20 and regarding the conditions of his confinement in violation of the Eighth
21 Amendment, and against Sgt. Holland for his knowledge and acquiescence in
22 defendant guard Torres' use of excessive force; and
- 23 3. All other claims and defendants are dismissed; and
- 24 4. The matter is referred back to the assigned magistrate judge for further proceedings
25 consistent with this order.

26 IT IS SO ORDERED.

27 Dated: September 17, 2016

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UNITED STATES DISTRICT JUDGE