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Accordingly, it is HEREBY ORDERED that:

1. The March 21, 2018 findings and recommendations (ECF No. 17) are adopted in full;
2. This action shall proceed on against Defendant Bautista for excessive force in violation of the Eighth Amendment and battery under California law;
3. Defendants Kernan, Dave Davey, Chris Lesniak, J. Espinoza, D. Case, J. Hubbard, J. Ramirez, J. Cortez, J. Ledesma, G. Viduya, M. Mendoza, Michael Penn, D. Grimsley, M. Alonso, J. Clingerman, N. Balaba, F. Torres, and M. Itriago are dismissed from this action for Plaintiff's failure to state a cognizable claim against them;
4. All other causes of action are dismissed for Plaintiff's failure to state a cognizable claim;
5. Plaintiff's request for declaratory relief is dismissed; and
6. The matter is referred back to the assigned Magistrate Judge for initiation of service of process.

IT IS SO ORDERED.

Dated: April 23, 2018

/s/ Lawrence J. O'Neill
UNITED STATES CHIEF DISTRICT JUDGE