

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

Daniil Solovev v. Crafted by Joanna, LLC, et al.

No. 25-2268-KHV (D. Kan. Dec. 17, 2025) · No. 25-2268-KHV · Decided December 17, 2025

SUMMARY

The United States District Court for the District of Kansas partially adopted a recommendation to dismiss claims for failure to timely serve defendants under Federal Rule of Civil Procedure 4(m). The court allowed the action to proceed against Crafted by Joanna, LLC, but dismissed without prejudice the claims against Agneta Rusyte, Aleksandra Kinshina, and Laura Cortes.

CASE DETAILS

COURT	United States District Court for the District of Kansas
WRITING FOR THE COURT	Kathryn H. Vratil
JURISDICTION	United States District Court for the District of Kansas
DECIDED	December 17, 2025
DOCKET	25-2268-KHV
DISPOSITION	affirmed_in_part_reversed_in_part
PROCEDURAL POSTURE	Plaintiff filed suit for copyright infringement. Magistrate Judge recommended dismissal for failure to serve defendants. District court adopted recommendation in part, dismissing as to unserved defendants and allowing case to proceed as to one defendant.
PRECEDENTIAL VALUE	unknown

TOPICS

- service of process
- civil procedure

PRACTICE AREAS

- civil procedure

QUESTIONS PRESENTED

- Whether plaintiff's failure to timely serve defendants warrants dismissal under Rule 4(m) of the Federal Rules of Civil Procedure.

HOLDINGS

1. The Court overrules the Magistrate Judge's recommendation to dismiss Crafted by Joanna, LLC, allowing the case to proceed against it because plaintiff sent service by certified mail before the extended deadline, though it was received one day late.
2. The Court adopts the Magistrate Judge's recommendation and dismisses without prejudice the case against Agneta Rusyte, Aleksandra Kinshina, and Laura Cortes because plaintiff failed to show good cause or any attempt at service by the extended deadline.

FACTUAL BACKGROUND

Daniil Solovev filed a copyright infringement complaint against Crafted by Joanna, LLC, Agneta Rusyte, Aleksandra Kinshina, and Laura Cortes. The service deadline was extended to October 15, 2025. Plaintiff sent summons and complaint to Crafted by Joanna by certified mail on October 10, 2025, which was received on October 16, 2025, one day after the deadline. No evidence showed service attempts on the other defendants.

PROCEDURAL HISTORY

Plaintiff filed complaint on May 19, 2025. Magistrate Judge extended service deadline to October 15, 2025. Magistrate Judge recommended dismissal without prejudice for failure to timely serve defendants. Plaintiff filed objection. District court adopted recommendation in part, sustaining objection as to Crafted by Joanna, LLC, overruling objection as to remaining defendants, and dismissing without prejudice as to Agneta Rusyte, Aleksandra Kinshina, and Laura Cortes.

DISPOSITION

affirmed_in_part_reversed_in_part

CASES CITED

- James v. Wadas, 724 F.3d 1312 (10th Cir. 2013)
- Garrett v. Selby Connor Maddux & Janer, 425 F.3d 836 (10th Cir. 2005)