

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Harper v. Farhat, et al.

Harper · No. 2:24-cv-2644 TLN CSK P · Decided September 10, 2025

SUMMARY

The United States District Court for the Eastern District of California adopts the magistrate judge’s findings and recommendations concerning misjoined claims in a prisoner civil rights action under 42 U.S.C. § 1983. The court grants the motion to sever, directs that claims against Defendants Singh and Ekinim be opened as separate actions, and terminates those defendants from the present case. Defendant Farhat is ordered to respond to the second amended complaint within thirty days.

CASE DETAILS

COURT	United States District Court for the Eastern District of California
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	September 10, 2025
DOCKET	2:24-cv-2644 TLN CSK P
DISPOSITION	other
PROCEDURAL POSTURE	Plaintiff, a state prisoner proceeding pro se under 42 U.S.C. § 1983, brought an action involving multiple claims. After a magistrate judge recommended disposition of a motion to sever, the district court reviewed the findings and recommendations because no objections were filed and adopted them in full.
STANDARD OF REVIEW	Factual findings of the magistrate judge were presumed correct; legal conclusions were reviewed de novo.
PRECEDENTIAL VALUE	unpublished and nonprecedential
PARTIES	Darcy Harper v. Alex Farhat, Singh, Ekinim

TOPICS

- joinder
- civil procedure
- section 1983
- prisoners rights

PRACTICE AREAS

- civil procedure
- civil rights
- prisoner civil rights

QUESTIONS PRESENTED

1. Whether the magistrate judge's findings and recommendations should be adopted when no party filed objections.
2. Whether Claim Two against Singh and Claim Three against Ekinim should be severed as misjoined under Federal Rule of Civil Procedure 21.

HOLDINGS

1. The district court adopted the magistrate judge's findings and recommendations in full because they were supported by the record and proper legal analysis, and no objections were filed.
2. Claim Two against Singh and Claim Three against Ekinim were severed from the action, and Singh and Ekinim were terminated as defendants in the original case.

KEY QUOTATIONS

“The Court presumes that any findings of fact are correct.” (at 1)

“The magistrate judge’s conclusions of law are reviewed de novo.” (at 1)

FACTUAL BACKGROUND

Darcy Harper, a state prisoner proceeding without counsel, filed a civil rights action under 42 U.S.C. § 1983. The action included claims against Alex Farhat, Singh, and Ekinim, and Defendants moved to sever claims the magistrate judge determined were misjoined. The district court adopted the magistrate judge's findings and recommendations, severing the claims against Singh and Ekinim from the claims remaining against Farhat.

PROCEDURAL HISTORY

The magistrate judge issued findings and recommendations on June 17, 2025, recommending that Defendants' motion to sever misjoined claims be granted. The findings and recommendations were served with a fourteen-day objection deadline, but no objections were filed. The district court presumed the factual findings correct, reviewed the legal conclusions de novo, adopted the recommendations, severed Claim Two against Singh and Claim Three against Ekinim, terminated Singh and Ekinim from the original action, directed the Clerk to open new cases, and ordered Farhat to respond to the second amended complaint.

DISPOSITION

other

CASES CITED

- Orand v. United States, 602 F.2d 207, 208 (9th Cir. 1979)
- Robbins v. Carey, 481 F.3d 1143, 1147 (9th Cir. 2007)

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