

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Cornel Jackson v. Manuel Perez, et al.

Jackson v. Perez · No. 1:24-cv-00034-KES-HBK (PC) · Decided August 25, 2025

SUMMARY

The United States District Court for the Eastern District of California adopted findings and recommendations recommending dismissal of Cornel Jackson’s first amended civil rights complaint. The court dismissed the action for failure to state a cognizable claim and misjoinder of an unrelated claim, denied further leave to amend, and directed the clerk to close the case.

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	August 25, 2025
DOCKET	1:24-cv-00034-KES-HBK (PC)
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's findings and recommendations recommending dismissal of a prisoner's first amended civil-rights complaint. Plaintiff objected and requested leave to file a second amended complaint.
STANDARD OF REVIEW	The district court reviewed the magistrate judge's findings and recommendations after plaintiff filed objections under 28 U.S.C. § 636(b)(1)(B).
PRECEDENTIAL VALUE	Unpublished district-court order; limited precedential value.

TOPICS

- motion to amend
- pleadings
- joinder
- section 1983
- civil procedure

PRACTICE AREAS

- civil procedure
- prisoner civil rights
- pleading and amendment

QUESTIONS PRESENTED

1. Whether the magistrate judge's recommendation to dismiss the first amended complaint for failure to state a cognizable claim and for misjoinder should be adopted.
2. Whether plaintiff should receive further leave to amend when he did not explain how a second amended complaint would cure the identified deficiencies and had already amended once.

HOLDINGS

1. The district court adopted the magistrate judge's findings and recommendations in full because plaintiff's objections did not undermine the identified deficiencies in the first amended complaint.
2. Further leave to amend was not warranted where plaintiff had already amended once and failed to explain, through a proposed amendment or otherwise, how another amendment would make the complaint viable.
3. The action was dismissed and the clerk was directed to close the case.

KEY QUOTATIONS

“Plaintiff already had an opportunity to amend his initial complaint and his first amended complaint failed to remedy the deficiencies.” (at 2)

“Plaintiffs objections do not undermine the reasoning in the findings and recommendations and do not set forth a basis for granting further leave to amend.” (at 2)

FACTUAL BACKGROUND

Cornel Jackson filed a prisoner civil-rights action under 42 U.S.C. § 1983 and proceeded pro se and in forma pauperis. His first amended complaint was found deficient because it failed to state a cognizable claim and misjoined an unrelated claim. In objecting, Jackson requested leave to file a second amended complaint but offered only conclusory statements and vague references to unspecified future witness testimony, without explaining how amendment would cure the deficiencies.

PROCEDURAL HISTORY

Plaintiff proceeded pro se and in forma pauperis in a 42 U.S.C. § 1983 action referred to a magistrate judge under 28 U.S.C. § 636(b)(1)(B) and Local Rule 302. The magistrate judge recommended dismissal of the first amended complaint for failure to state a cognizable claim and misjoinder of an unrelated claim. After reviewing plaintiff's objections, the district court adopted the findings and recommendations in full, dismissed the action, and directed the clerk to close the case.

DISPOSITION

dismissed

CASES CITED

- *Wolgin v. Simon*, 722 F.2d 389, 394–95 (8th Cir. 1983)
- *Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009)

- Moss v. U.S. Secret Service, 572 F.3d 962, 969 (9th Cir. 2009)

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