

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA**

Eswaran v. Newsom

Eswaran · No. 2:25-cv-1003-TLN-JDP (PS) · Decided August 11, 2025

SUMMARY

The United States District Court for the Eastern District of California adopts the magistrate judge's findings and recommendations in full. Plaintiff may proceed only on a First Amendment censorship claim against Defendant Fredrick Radcliffe; all remaining claims are dismissed without leave to amend, and the matter is referred back to the magistrate judge for further pretrial proceedings.

OPINION

(PS) Eswaran v. Newsom

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 SURESH ESWARAN,

12 Plaintiff, Case No. 2:25-cv-1003-TLN-JDP (PS) 13 v. 14 GAVIN NEWSOM, et al., ORDER

15 Defendants. 16 17 On June 23, 2025, the magistrate judge filed findings and recommendations
which were 18 served on the parties and which contained notice that any objections to the findings
and 19 recommendations were to be filed within fourteen days. Plaintiff Suresh Eswaran,

("Plaintiff") 20 filed timely objections on July 7, 2025, and they were considered by the
undersigned. 21 The Court presumes that any findings of fact are correct. See *Orand v. United*

States, 602 22 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are
reviewed de novo. 23 See *Robbins v. Carey*, 481 F.3d 1143, 1147 (9th Cir. 2007)

("[D]eterminations of law by the 24 magistrate judge are reviewed de novo by both the district
court and [the appellate] court[.]"). 25 Having reviewed the file, the Court finds the findings and

recommendations to be supported by 26 the record and by the proper analysis. 27 Accordingly, IT

IS HEREBY ORDERED that: 28 1. The proposed findings and recommendations filed June 23,
2025, (ECF No. 8), are 1 ADOPTED in full; 2 2. Plaintiff is allowed to proceed with the Second

Amended Complaint's First Amendment 3 censorship claim against Defendant Fredrick Radcliffe
only; 4 3. Plaintiff's remaining claims are DISMISSED without leave to amend; and 5 4. This

action is referred back to the assigned magistrate judge for all further pretrial matters. 6 7 8 9 10

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