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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

SID LANDAU,

Plaintiff,

v.

W. T. VOSS, et al.,

Defendants.

CASE NO. 1:07-CV-00815-AWI-DLB PC

ORDER DISMISSING DEFENDANT
ROBERTO MORISHO FROM ACTION

_____ /

Plaintiff Sid Landau ("Plaintiff") is a civil detainee proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. On August 12, 2010, the United States Marshal, who must effect service of process on behalf of plaintiffs proceeding in forma pauperis, returned a summons for Defendant Roberto Morisho unexecuted. (Doc. 73.) According to the summons, the house is vacant. Thus, the address provided by Plaintiff was inaccurate.

Accordingly, it is HEREBY ORDERED that Defendant Roberto Morisho is dismissed from this action, without prejudice, pursuant to Federal Rule of Civil Procedure 4(m).

IT IS SO ORDERED.

Dated: August 24, 2010

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE