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

ROBERT GRIFFIN,)	NO. 1:09-CV-01782-AWI-MJS-PC
)	
Plaintiff,)	ORDER VACATING FINDINGS AND
)	RECOMMENDATIONS
v.)	
)	(Docs. 8, 11)
KERN MEDICAL CENTER,)	
)	
Defendants.)	

Plaintiff is a state prisoner proceeding pro se in this civil rights action. This matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

Plaintiff initiated this action by civil complaint filed on September 30, 2009. On the face page of the complaint, plaintiff indicated that he was housed at Wasco State Prison. On October 13, 2009, plaintiff was directed to complete and return to the Court an application to proceed in forma pauperis. Plaintiff failed to do so and on December 22, 2009, a recommendation of dismissal was entered. On January 5, 2010, plaintiff requested an extension of time in which to file an application to proceed in forma pauperis. The motion indicated that plaintiff was housed at Wasco State Prison. The motion was granted on January 14, 2010. Plaintiff failed to file his application, and on April 13, 2010, findings and recommendations were entered recommending that this action be dismissed for plaintiff's failure to prosecute. On May 3, 2010, plaintiff filed

1 an application to proceed in forma pauperis. Plaintiff's application indicated that he had been
2 transferred to Pleasant Valley State Prison. On May 5, 2010, the docket was updated to reflect
3 plaintiff's current address at Pleasant Valley State Prison.

4 Because it appears that Plaintiff may have failed to comply with the earlier order because
5 it was sent to an address that was no longer current, the court will vacate the recommendations of
6 dismissal.

7 Plaintiff is advised that Local Rule 183(b) requires a party appearing pro se to keep the
8 Court and opposing parties advised as to his current address. Failure to do so may result in the
9 dismissal of this action for failure to prosecute.

10 Accordingly, IT IS HEREBY ORDERED that the earlier recommendations of dismissal
11 are vacated.

12
13
14 IT IS SO ORDERED.

15 Dated: June 7, 2010

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE