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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

GARY FOWLER,
Plaintiff,
v.
STEVEN SMITH, et al.,
Defendants.

Case No. 1:16-cv-01401-MJS (PC)
**ORDER REGARDING LETTER FROM
PLAINTIFF
(ECF NO. 33)
CLERK TO SEND PLAINTIFF COPY OF ECF
NOS. 31 AND 32 AT ADDRESS LISTED ON
ECF NO. 33**

Plaintiff is a former state prisoner proceeding pro se and in forma pauperis in this civil rights action brought pursuant to 42 U.S.C. § 1983. The action, now closed, proceeded on the following claims for damages: an Eighth Amendment claim for inadequate medical care against Defendants Smith, Forster, and Ridge; a constitutional retaliation claim against Defendant Smith; and a state law negligence claim against Defendants Smith, Forster, Ridge, and St. Clair.

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On August 21, 2017, Plaintiff filed a letter with the Court indicating he currently is in the temporary custody of the Placer County Sheriff and that he therefore was unable to attend a scheduled court appearance on June 22, 2017.¹

This action was dismissed without prejudice on August 21, 2017 due to Plaintiff's failure to provide a current address as required under Court rules. The Clerk of Court will be directed to send a copy of the Court's August 21, 2017 order and judgment (ECF Nos. 31, 32) to Plaintiff at the address listed on his most recent filing.

IT IS SO ORDERED.

Dated: September 12, 2017

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE

¹ The Court has no record of any such appearance being scheduled or required in this case..