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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

JAMAR R. HEARNS,  
Plaintiff,  
vs.  
ROSA GONZALES, et al.,  
Defendants.

1:17-cv-00038-GSA-PC  
ORDER DENYING CHANGE OF  
ADDRESS TO LOS ANGELES P.O. BOX  
(ECF No. 6.)  
ORDER FOR PLAINTIFF TO FILE  
NOTICE OF CHANGE OF ADDRESS  
WITHIN THIRTY DAYS  
ORDER DIRECTING CLERK TO MAIL  
CHANGE OF ADDRESS FORM AND  
COPY OF THIS ORDER TO PLAINTIFF  
AT TWO ADDRESSES

**I. BACKGROUND**

Jamar R. Hearn is a state prisoner proceeding pro se with this civil rights action pursuant to 42 U.S.C. §1983. Plaintiff filed the Complaint commencing this action on January 11, 2017. (ECF No. 1.)

On January 23, 2017, Plaintiff consented to Magistrate Judge jurisdiction in this action pursuant to 28 U.S.C. § 636(c), and no other parties have made an appearance. (ECF No. 5.) Therefore, pursuant to Appendix A(k)(4) of the Local Rules of the Eastern District of California, the undersigned shall conduct any and all proceedings in the case until such time as reassignment to a District Judge is required. Local Rule Appendix A(k)(3).

1 On January 27, 2017, Plaintiff filed a notice requesting the court to change his address  
2 of record from: P.O. Box 92 or 96, Chowchilla, California 93610, to: P.O. Box 01795, Los  
3 Angeles, CA 90001. (ECF No. 6.)

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5 **II. CHANGE OF ADDRESS TO ADDRESS OTHER THAN PRO SE LITIGANT'S  
ACTUAL ADDRESS**

6 In the event that Plaintiff intends to retain his *in propria persona* status and continue  
7 representing himself, he may not change his address of record at the court to an address that  
8 does not reflect where he resides. There is no Federal Rule of Civil Procedure or Local Rule  
9 allowing service of court and other legal documents at an address other than a pro se litigant's  
10 actual address. Local Rule 131, Local Rule 182(f), and Local Rule 183(b) require pro se  
11 litigants to inform the court of their addresses and to keep the court informed of any change in  
12 their addresses. There is no authority for the proposition that a pro se litigant can simply  
13 request the court to serve him at a different address.

14 There may be special circumstances in which the court could serve a pro se litigant at a  
15 separate address. However, no such special circumstances are apparent here. Moreover,  
16 service at a location other than Plaintiff's place of residence can pose significant problems with  
17 ensuring that Plaintiff receives all court documentation, meets court deadlines and prepares and  
18 signs all of his own legal documentation as a party proceeding in pro se.

19 The court's current address of record for Plaintiff is: Valley State Prison, P.O. Box 92,  
20 Chowchilla, CA 93610-0092. (Court Record.) The CDCR's inmate locator shows that  
21 Plaintiff is currently incarcerated at Valley State Prison. (CDCR Inmate Locator.) The court  
22 finds no evidence that Plaintiff is out of custody or living in Los Angeles.

23 Therefore, the Clerk of Court shall be directed to send Plaintiff a change-of-address  
24 form. Plaintiff is required to complete and return the form to the court within thirty days,  
25 notifying the court of his address of actual residence. Plaintiff is cautioned that pro se litigants  
26 are required to notify the Clerk and all other parties of any change of address, and absent such  
27 notice, service of documents at the prior address of the party shall be fully effective. See Local

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1 Rule 182(f). Moreover, Plaintiff's failure to comply with an order or any Local Rule may be  
2 grounds for dismissal of the entire action. See Local Rule 110.

3 **III. CONCLUSION**

4 Based on the foregoing, IT IS HEREBY ORDERED that:

- 5 1. Plaintiff's request to change his address of record at the court to a P.O. Box in  
6 Los Angeles, CA is DENIED;
- 7 2. The Clerk is DIRECTED to:
- 8 (a) Mail a copy of this order and a change-of-address form to Plaintiff at  
9 both of the following addresses:
- 10 (1) Jamar R. Hearn  
11 G-26293  
12 Valley State Prison  
13 P.O. Box 92  
14 Chowchilla, CA 93610-0092
- 15 (2) Jamar R. Hearn  
16 P.O. Box 01795  
17 Los Angeles, CA 90001
- 18 3. Within thirty days of the date of service of this order, Plaintiff is required to file  
19 a notice of change of address, notifying the court of his address of actual  
20 residence; and
- 21 4. Plaintiff's failure to comply with this order shall result in a recommendation that  
22 this action be dismissed.

23 IT IS SO ORDERED.

24 Dated: February 6, 2017

25 /s/ Gary S. Austin  
26 UNITED STATES MAGISTRATE JUDGE  
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