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

ANTHONY HOSKINS,)	Case No.: 1:17-cv-01133-DAD-SAB (PC)
)	
Plaintiff,)	
)	ORDER DIRECTING CLERK OF COURT TO
v.)	UPDATE PLAINTIFF'S ADDRESS OF RECORD,
)	AND DIRECTING DEFENDANTS TO SERVE
L. NGYEN, et. al.,)	COPY OF MOTION FOR SUMMARY
)	JUDGMENT
Defendants.)	
)	
)	

Plaintiff Anthony Hoskins is appearing pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983.

On March 29, 2019, Defendants filed a motion for summary judgment. Plaintiff did not file a timely opposition, and the motion was served at Plaintiff's address of record, i.e., California Correctional Institution, Tehachapi. (ECF No. 26.) On May 9, 2019, Defendants filed a statement of non-opposition, which Defendants served on Plaintiff at California State Prison, Los Angeles County where Plaintiff is currently incarcerated. See <https://inmatelocator.cdcr.ca.gov/search.aspx>.

Although Defendants' motion for summary judgment was not returned as undeliverable, because it has come to the Court's attention that Plaintiff has been transferred and is now housed at California State Prison, Los Angeles County, the Court will make a one-time exception and have the Clerk of Court update Plaintiff's address to reflect the change, and direct Defendants to serve a copy of their motion for summary judgment at that location. However, Plaintiff is advised that he must

1 keep the Court apprised of his current location and file a notice of change of address when he is
2 transferred to a different facility, and the failure to do so may result in dismissal of the action. See
3 First Informational Order, ECF No. 3 at 3 (“A pro se plaintiff must keep the Court and opposing
4 parties informed of the party’s correct current address. Local Rule 182(f). If a party moves to a
5 different address without filing and serving a notice of change of address, documents served at a
6 party’s old address of record shall be deemed received even if not actually received. Id. If mail
7 directed to a pro se plaintiff at the address of record is returned by the United States Postal Service as
8 undeliverable, the order will not be re-served a second time absent a notice of change of address. If a
9 pro se plaintiff’s address is not updated within sixty-three (63) days of mail being returned as
10 undeliverable, the case will be dismissed for failure to prosecute. Local Rule 183(b).”)

11 Accordingly, it is HEREBY ORDERED that:

- 12 1. The Clerk of Court shall update Plaintiff’s address of record to reflect that he is housed
13 at California State Prison, Los Angeles County;
- 14 2. Defendants are directed to serve a copy of their motion for summary judgment at
15 Plaintiff’s new address of record; and
- 16 3. Plaintiff has thirty (30) days from the date of service of Defendants’ motion for
17 summary judgment to file an opposition, and Defendants may file a reply within seven
18 (7) days after if an opposition is filed.

19
20 IT IS SO ORDERED.

21 Dated: May 10, 2019


22 UNITED STATES MAGISTRATE JUDGE