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

CLARENCE SARGENT,

Plaintiff,

No. CIV S-09-1472 MCE GGH P

vs.

P. STATTI, et al.,

Defendants.

ORDER

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On May 12, 2010, defendants filed a motion to dismiss this action to which plaintiff has not filed any response. However, the motion indicates service upon plaintiff only at High Desert State Prison while plaintiff served a notice of change of address on May 17, 2010 (by application of the mailbox rule) to Salinas Valley State Prison.

Accordingly, IT IS HEREBY ORDERED that:

1. Defendants are to file an amended proof of service within seven days showing that the motion to dismiss has been re-served upon plaintiff at his current address: Salinas Valley State Prison;

2. Plaintiff will have twenty-eight days from the date of re-service to file his response to the motion; and

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