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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

LEO B. TURNER, JR.,  
Plaintiff,  
v.  
R. COLON, et al.,  
Defendants.

No. 2:11-cv-2343 KJM AC P

FINDINGS & RECOMMENDATIONS


On July 13, 2015, plaintiff filed a notice of change of address. ECF No. 145. However, no new address was provided on the notice. Id. On July 21, 2015, plaintiff was ordered to file, within twenty-one days, either (1) a notice confirming his address was still 742 K Street, Merced, CA 95341, or (2) a notice of change of address that included his current address within the notice. ECF No. 148. Plaintiff was warned that failure to comply with the order would result in a recommendation that this action be dismissed without prejudice. Id. Twenty-one days have passed and plaintiff has not filed a notice confirming or updating his address or otherwise responded to the order.

Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice for failure to comply with a court order and failure to prosecute. See Local Rule 110; Local Rule 183(b).

These findings and recommendations are submitted to the United States District Judge

1 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days  
2 after being served with these findings and recommendations, any party may file written  
3 objections with the court and serve a copy on all parties. Such a document should be captioned  
4 “Objections to Magistrate Judge’s Findings and Recommendations.” Any response to the  
5 objections shall be served and filed within fourteen days after service of the objections. The  
6 parties are advised that failure to file objections within the specified time may waive the right to  
7 appeal the District Court’s order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

8 DATED: August 24, 2015

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10 ALLISON CLAIRE  
11 UNITED STATES MAGISTRATE JUDGE  
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