UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

JIMMY D. STEVENS,

Plaintiff,

v.

JOHN DOE 1-3, Supervisors, United States Postal Service, Sacramento, et al.,

Defendants.

No. 2:14-cv-1643-EFB P

ORDER AND FINDINGS AND RECOMMENDATIONS

Plaintiff is a county inmate proceeding without counsel in a civil action. On July 21, 2014, the postal service returned documents directed to plaintiff as "undeliverable, not deliverable as addressed." A party appearing without counsel must keep the court and all parties apprised of his current address. L.R. 183(b). If mail directed to a plaintiff is returned by the postal service and plaintiff fails to notify the court and opposing parties within 63 days thereafter of her current address, the court may dismiss the action without prejudice for failure to prosecute. *Id.* More than 63 days have passed since the postal service returned the mail and plaintiff has not notified the court of his current address.

Accordingly, it is hereby ORDERED that the Clerk of the Court randomly assign a United States District Judge to this case.

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Further, IT IS HEREBY RECOMMENDED that this action be dismissed. *See* Fed. R. Civ. P. 41(b); E.D. Cal. L.R. 110, 183(b).

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(l). Within fourteen days after being served with these findings and recommendations, any party may file written objections with the court and serve a copy on all parties. Such a document should be captioned "Objections to Magistrate Judge's Findings and Recommendations." Failure to file objections within the specified time may waive the right to appeal the District Court's order. *Turner v. Duncan*, 158 F.3d 449, 455 (9th Cir. 1998); *Martinez v. Ylst*, 951 F.2d 1153 (9th Cir. 1991).

Dated: September 25, 2014.

EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE