

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CONNOR A. DAVIS,
Plaintiff,
v.
CDCR, et al.,
Defendants.

No. 2:16-cv-2906 MCE KJN P

FINDINGS AND RECOMMENDATIONS

By order filed June 9, 2017, plaintiff’s second amended complaint was dismissed and thirty days leave to file a third amended complaint was granted. The thirty day period has now expired, and plaintiff has not filed a third amended complaint or otherwise responded to the court’s order.

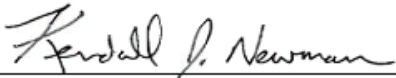
Although it appears from the file that plaintiff’s copy of the order was returned, plaintiff was properly served. It is the plaintiff’s responsibility to keep the court apprised of his current address at all times. Pursuant to Local Rule 182(f), service of documents at the record address of the party is fully effective.

IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(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)(1). Within fourteen after

1 being served with these findings and recommendations, plaintiff may file written objections with
2 the court. The document should be captioned "Objections to Magistrate Judge's Findings and
3 Recommendations." Plaintiff is advised that failure to file objections within the specified time
4 waives the right to appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir.
5 1991).

6 Dated: July 25, 2017

7 
8

KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

9 /davi2906.fta.nca

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28