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

RONALD B. OLAJIDE,  
Plaintiff,  
v.  
TREVOR DEWAR, et al.,  
Defendants.

No. 2:17-CV-1477-KJM-DMC

ORDER

Plaintiff, who is proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. On May 23, 2018, the court issued findings and recommendations that this action be dismissed for plaintiff’s failure to apprise the court of his current address. A review of the docket reflects plaintiff has submitted the required notice of change of address. Good cause appearing therefor, the May 23, 2018, findings and recommendations will be vacated.

A review of plaintiff’s notice of change of address indicates plaintiff is no longer incarcerated. This action is, therefore, no longer considered a prisoner action and will be re-designated as a pro se civil action. See Local Rule 101 (defining “prisoner action”).

Finally, plaintiff has not resolved the fee status for this case by filing either a complete application to proceed in forma pauperis or paying the required filing fee. Plaintiff will be provided the opportunity to submit either a completed application to proceed in forma pauperis or pay the appropriate filing fee. Plaintiff is warned that failure to comply with this order may

1 result in the dismissal of this action for lack of prosecution and failure to comply with court rules  
2 and orders. See Local Rule 110.

3 Accordingly, IT IS HEREBY ORDERED that:

4 1. The findings and recommendations issued on May 23, 2018, are vacated;

5 2. The Clerk of the Court is directed to re-designate this action as a pro se  
6 civil action and to update the docket to reflect the re-designation;

7 3. Plaintiff shall submit on the form provided by the Clerk of the Court,  
8 within 30 days from the date of this order, a complete application for leave to proceed in forma  
9 pauperis or pay the appropriate filing fee; and

10 4. The Clerk of the Court is directed to send plaintiff a new form Application  
11 to Proceed In Forma Pauperis.

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14 Dated: December 6, 2018

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DENNIS M. COTA  
UNITED STATES MAGISTRATE JUDGE

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