

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

AKIKA PARKER,  
  
Plaintiff,  
  
v.  
  
J.P. MORGAN & CHASE BANK,  
  
Defendant.

No. 2:18-cv-532-TLN-EFB PS

FINDINGS AND RECOMMENDATIONS

Plaintiff is proceeding in this action without counsel. On July 30, 2018, the postal service returned a document directed to plaintiff as “Undeliverable, RTS, Attempted not known, unable to forward.” A party appearing without counsel must keep the court and all parties apprised of her 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 her current address.<sup>1</sup>

//////

---

<sup>1</sup> Plaintiff did subsequently file a document with the court on October 16, 2018. ECF No. 6. The document, however, is largely unintelligible and does not provide plaintiff’s current address.

1           Accordingly, it is hereby RECOMMENDED that this action be dismissed and all pending  
2 motions be denied as moot. *See* Fed. R. Civ. P. 41(b); E.D. Cal. L.R. 110, 183(b).

3           These findings and recommendations are submitted to the United States District Judge  
4 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days  
5 after being served with these findings and recommendations, any party may file written  
6 objections with the court and serve a copy on all parties. Such a document should be captioned  
7 “Objections to Magistrate Judge’s Findings and Recommendations.” Failure to file objections  
8 within the specified time may waive the right to appeal the District Court’s order. *Turner v.*  
9 *Duncan*, 158 F.3d 449, 455 (9th Cir. 1998); *Martinez v. Ylst*, 951 F.2d 1153 (9th Cir. 1991).

10 Dated: February 8, 2019.

11   
12 EDMUND F. BRENNAN  
13 UNITED STATES MAGISTRATE JUDGE  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28