

1 September 22, 2009, when he filed his amended complaint. Further, the Court recently was
2 apprised that plaintiff has been released on parole.

3 In its April 19, 2010 order, the Court informed plaintiff of his continuing obligation to
4 prosecute this action and to apprise the Court of his current address, as follows:

5 It is plaintiff's responsibility to prosecute this case. Plaintiff must keep the
6 Court informed of any change of address and must comply with the court's
7 orders in a timely fashion. Failure to do so may result in the dismissal of this
8 action for failure to prosecute pursuant to Federal Rule of Civil Procedure
9 41(b).


10 (Order at 6:3-6.) As noted, plaintiff no longer is incarcerated and has not filed opposition to
11 defendants' dispositive motion or otherwise communicated with the Court for a period of
12 fourteen months. Consequently, the Court, in the interests of the just and efficient resolution
13 of this matter, will require plaintiff to inform the Court whether he intends to proceed with
14 the prosecution of this action.

15 Accordingly, the Court hereby ORDERS as follows:

16 Within **twenty** days of the date this order is filed, plaintiff shall inform the Court
17 whether he intends to proceed with the prosecution of this action and, if so, whether he seeks
18 an extension of time to file opposition to defendants' dispositive motion. If plaintiff fails to
19 comply with this order, the above-titled action will be dismissed for failure to prosecute.

20 IT IS SO ORDERED.

21 DATED: November 19, 2010

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23 MAKINE M. CHESNEY
24 United States District Judge
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