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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ROBERT BENYAMINI,  
Petitioner,

No. C 12-4313 SI (pr)

**ORDER OF DISMISSAL**

v.

G. D. LOUIS, warden,  
Respondent.

\_\_\_\_\_/

Mail that was sent on October 9, 2012 to petitioner at the most recent address he provided was returned to the court undelivered on October 24, 2012. Petitioner has not provided any address other than the one to which the undeliverable mail was sent. More than sixty days have passed since the mail was returned to the court undelivered. Petitioner has failed to comply with Local Rule 3-11(a) which requires that a party proceeding *pro se* must "promptly file with the Court and serve upon all opposing parties a Notice of Change of Address specifying the new address" when his address changes. Local Rule 3-11(b) allows the court to dismiss a complaint without prejudice when mail directed to a *pro se* party is returned as not deliverable and the *pro se* party fails to file a notice of his current address within sixty days of the return of the undelivered mail. For the foregoing reasons, this action is dismissed without prejudice because petitioner failed to keep the court informed of his address in compliance with Local Rule 3-11(a).

IT IS SO ORDERED.

DATED: February 11, 2013

  
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SUSAN ILLSTON  
United States District Judge