1

2 UNITED STATES DISTRICT COURT

3 NORTHERN DISTRICT OF CALIFORNIA

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6 WALTER CHUNN,   No. C 15-5040 MEJ (PR)

7   Plaintiff,   **ORDER OF DISMISSAL**

8 v.

9 UNITED STATES DISTRICT COURT,

10   Defendant.
   _____/

11

12   On November 3, 2015, plaintiff, an inmate at the Solano County Jail, filed a *pro se*

13 petition for a writ of mandamus. The same day, the clerk of the Court notified plaintiff that

14 his application to proceed in forma pauperis ("IFP") was not complete in that it did not

15 include a certificate of funds completed and signed by a prison official or a trust account

16 statement showing transactions and balances for the last six months. (Docket No. 3.) On

17 November 19, 2015, plaintiff filed a certificate of funds, but it was still missing the required

18 trust account statement. (Docket No. 6.)

19   On February 25, 2016, the Court granted plaintiff an extension of time of twenty-eight

20 days to file the missing document. On March 18, 2016, the Court's February 25, 2016 order

21 was returned as undeliverable with the notation that plaintiff was not in custody. As of the

22 date of this order, plaintiff has not filed a notice of change of address or submitted any

23 further pleadings in this case.

24   Pursuant to Northern District Local Rule 3-11 a party proceeding *pro se* must

25 promptly file a notice of change of address while an action is pending. See L.R. 3-11(a).

26 The Court may, without prejudice, dismiss a complaint when: (1) mail directed to the *pro se*

27 party by the Court has been returned to the Court as not deliverable, and (2) the Court fails to

28 receive within sixty days of this return a written communication from the *pro se* party
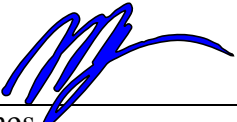
indicating a current address. See L.R. 3-11(b).

United States District Court
For the Northern District of California

More than sixty days have passed since the mail addressed to plaintiff was returned as undeliverable. Accordingly, the instant civil rights action is DISMISSED without prejudice pursuant to Rule 3-11 of the Northern District Local Rules.

The Clerk shall close the file and terminate all pending motions as moot.

IT IS SO ORDERED.

DATED: _____May 18, 2016_____   _____

Maria-Elena James
United States Magistrate Judge