

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

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re
RICHARD SAMPLES, JR.,

Plaintiff.

No. C 17-3766 WHA (PR)
ORDER OF DISMISSAL


(Dkt No. 5)

This civil action was opened on June 30, 2017, based upon a letter received from plaintiff stating he wished to petition the court for a writ of habeas corpus. The clerk mailed him a form habeas petition and informed him he would need to fill it out and pay the filing fee or complete an application to proceed in forma pauperis if he wished to proceed with a federal habeas action. On August 2, 2017, the case was reassigned to the undersigned district judge, and the next day the notice of reassignment was returned by the postal service as undeliverable because plaintiff was not located at the address he provided. Plaintiff has not notified the clerk of his current address. Pursuant to Local Rule 3-11(b) — requiring parties to keep the court informed of their current mailing address and stating that the failure to do so within sixty days of the return of mail as undeliverable will result in dismissal of their case without prejudice — this case is **DISMISSED** without prejudice. *See also* Fed. R. Civ. P. 41(b).

The Clerk shall enter judgment and close the file.

IT IS SO ORDERED.

Dated: October 12, 2017.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE