

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

BRUCE EDWARD ATKINS,  
Petitioner,  
v.  
UNITED STATES OF AMERICA,  
Respondent.

Case No. [17-cv-03791-VC](#) (PR)

**ORDER OF DISMISSAL  
WITHOUT PREJUDICE**

On July 3, 2017, Bruce Atkins, a state prisoner proceeding pro se submitted a motion for a preliminary injunction seeking release from jail.

On August 14, 2017, Court mail was returned as undeliverable because Atkins was out of custody. Pursuant to Northern District Local Rule 3-11, a party proceeding pro se whose address changes while an action is pending must promptly file a notice of change of address specifying the new address. See Civil L.R. 3-11(a). The Court may, without prejudice, dismiss a complaint when: (1) mail directed to the pro se party by the Court has been returned to the Court as not deliverable, and (2) the Court fails to receive within sixty days of this return a written communication from the pro se party indicating a current address. See Civil L.R. 3-11(b).

More than sixty days have passed since the mail sent to Atkins by the Court was returned as undeliverable and the Court has not received a notice from Atkins of his current address. Accordingly, the instant complaint is DISMISSED without prejudice pursuant to Rule 3-11 of the Northern District Local Rules. All pending motions are terminated.

**IT IS SO ORDERED.**

Dated: November 14, 2017

  
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VINCE CHHABRIA  
United States District Judge