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

RODNEY LEE BIGLER,
Plaintiff,

No. C 09-02498 SBA (PR)

**ORDER OF DISMISSAL WITHOUT
PREJUDICE**

v.

OFFICER DANIEL FORBUS, et al.,
Defendants.

11 Plaintiff, a state prisoner, filed the present pro se prisoner complaint under 42 U.S.C. § 1983.
12 On April 21, 2010, mail directed to Plaintiff by the Court was returned to the Clerk of the Court with
13 a notation that it was undeliverable because they were unable to find Plaintiff. To date, Plaintiff has
14 not updated his address with the Court or submitted any further pleadings in this case.

15 Pursuant to Northern District Local Rule 3-11 a party proceeding pro se whose address
16 changes while an action is pending must promptly file a notice of change of address specifying the
17 new address. See L.R. 3-11(a). The court may, without prejudice, dismiss a complaint when:
18 (1) mail directed to the pro se party by the court has been returned to the court as not deliverable,
19 and (2) the court fails to receive within sixty days of this return a written communication from the
20 pro se party indicating a current address. See L.R. 3-11(b).

21 More than sixty days have passed since the mail directed to Plaintiff by the Court was
22 returned as undeliverable. The Court has not received a notice from Plaintiff of a new address.
23 Accordingly, the complaint is DISMISSED without prejudice pursuant to Rule 3-11 of the Northern
24 District Local Rules. The Court has rendered its final decision on this matter, therefore, this Order
25 TERMINATES Plaintiff's case.

26 IT IS SO ORDERED.

27 DATED: 6/22/10

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SAUNDRA BROWN ARMSTRONG
United States District Judge

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

RODEY LEE BIGLER,
Plaintiff,

Case Number: CV09-02498 SBA

CERTIFICATE OF SERVICE

v.

DEANIEL FORBUS et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on June 24, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Rodney Lee Bigler
1010 Emerline Avenue
Building C
Santa Cruz, CA 95060

Dated: June 24, 2010

Richard W. Wiekling, Clerk
By: LISA R CLARK, Deputy Clerk