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

ALFREDO TORRES JR.,

No. C 10-03044 SBA (PR)

Plaintiff,

**ORDER OF DISMISSAL WITHOUT  
PREJUDICE**

v.

A. LOPEZ, et al.,

Defendants.

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10 Plaintiff, a state prisoner, filed the present pro se prisoner complaint under 42 U.S.C. § 1983.  
11 On December 9, 2011, mail directed to Plaintiff by the Court was returned to the Clerk of the Court  
12 with a notation that it was undeliverable because he had been "discharged." To date, Plaintiff has  
13 not updated his address with the Court or submitted any further pleadings in this case.

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

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

25 IT IS SO ORDERED.

26 DATED: 2/9/12

  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA

4 ALFREDO TORRES JR.,

5 Plaintiff,

6 v.

7 A. LOPEZ et al,

8 Defendant.

Case Number: CV10-03044 SBA

**CERTIFICATE OF SERVICE**

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

11 That on February 10, 2012, I SERVED a true and correct copy(ies) of the attached, by placing said  
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said  
13 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle  
14 located in the Clerk's office.

15 Alfredo Torres G-41302  
16 California State Prison - San Quentin  
17 San Quentin, CA 94974

18 Dated: February 10, 2012

19 Richard W. Wieking, Clerk  
20 By: LISA R CLARK, Deputy Clerk