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NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

THOMAS JORDAN,  
Plaintiff,  
vs.  
CITY AND COUNTY OF SAN  
FRANCISCO,  
Defendants.

No. C 09-00080 JF (PR)  
ORDER OF DISMISSAL

On January 8, 2009, Plaintiff filed the instant civil rights complaint in pro se pursuant to 42 U.S.C. § 1983. Plaintiff filed a motion for leave to proceed in forma pauperis which was insufficient for lack of necessary documents, so on the same day the Clerk of the Court sent Plaintiff a notice directing him to file a complete application or pay the filing fee within thirty days of the notice. On February 26, 2009, the notice mailed to Plaintiff was returned by mail to the Clerk of the Court as undeliverable because Plaintiff was no longer in custody. (Docket No. 4.) As of the date of this order, Plaintiff has not updated his address with the Court or submitted any further pleadings in this case.

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

7 More than sixty days have passed since the Court's order addressed to Plaintiff  
8 was returned as undeliverable. The Court has not received a notice from Plaintiff of a  
9 new address. Accordingly, the instant civil rights action is DISMISSED without  
10 prejudice pursuant to Rule 3-11 of the Northern District Local Rules.

11 The Clerk shall terminate any pending motions.

12 IT IS SO ORDERED.

13 DATED: 5/14/09

  
14 JEREMY FOGEL  
United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

THOMAS JORDAN,  
Plaintiff,

Case Number: CV09-00080 JF

**CERTIFICATE OF SERVICE**

v.

SF CITY & COUNTY, et al.,  
Defendants.

\_\_\_\_\_/

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 5/19/09, 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.

Thomas Jordan 2370206  
P.O. Box67  
San Bruno, CA 94066

Dated: 5/19/09

Richard W. Wieking, Clerk