

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE
CIVIL ACTION NO. 3:07CV-P427-H

GLENN D. ODOM

PLAINTIFF

v.

ROBERT DIETZ *et al.*

DEFENDANTS

MEMORANDUM OPINION

Upon filing the instant action, Plaintiff Glenn D. Odom assumed the responsibility to keep this Court advised of his current address and to litigate his claims actively. *See* LR 5.2(d) (“All pro se litigants must provide written notice of a change of address to the Clerk and to the opposing party or the opposing party’s counsel. Failure to notify the Clerk of an address change may result in the dismissal of the litigant’s case or other appropriate sanctions.”).

On December 12, 2008, the copy of the Court’s December 2, 2008, Memorandum and Order denying appointment of counsel sent to Plaintiff was returned to the Court by the United States Postal Service marked “Return to Sender-Not Deliverable As Addressed-Unable to Forward” (DN 15). Apparently, Plaintiff is no longer incarcerated at the Kentucky State Reformatory (his address of record), and he has not advised the Court of any change in his address. Because neither notices from this Court nor filings by Defendant can be served on Plaintiff, the Court concludes that Plaintiff has abandoned any interest in prosecuting this case.

The Court will, therefore, dismiss the action by separate Order.

Date: April 13, 2009

A handwritten signature in black ink, appearing to read "John G. Heyburn II", is written over a circular official seal of the United States District Court for the Western District of Kentucky. The seal features an eagle with wings spread, perched on a shield, with the text "UNITED STATES DISTRICT COURT" and "WESTERN DISTRICT OF KENTUCKY" around the perimeter.

John G. Heyburn II, Judge
United States District Court

cc: Plaintiff, *pro se*
4412.005