

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY  
AT LOUISVILLE**

**THOMAS RIDGEWAY**

**PLAINTIFF**

**v.**

**CIVIL ACTION NO. 3:11CV-P696-H**

**COMMONWEALTH OF KENTUCKY**

**DEFENDANT**

**MEMORANDUM OPINION**

Plaintiff Thomas Ridgeway initiated this civil action under 42 U.S.C. § 1983. Upon filing the instant action, he assumed the responsibility of keeping this Court advised of his current address and to actively litigate his claims. *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.”).

The Court sent an Order to Plaintiff on February 6, 2012, to pay the filing fee or complete a prisoner application to proceed without prepayment of fees and to file a completed § 1983 complaint form. Although that mailing was not returned by the United States Postal Service, Plaintiff thereafter filed a change of address with the Court. The Clerk of Court, therefore, sent another Order to Plaintiff at the new address. Seemingly in response, Plaintiff wrote a letter asking for forms. The Clerk of Court obliged, but mistakenly sent the forms to Plaintiff’s old address. That mailing was returned by the United States Postal Service marked “Not Deliverable as Addressed; Unable to Forward.” The Clerk of Court then resent the forms to Plaintiff’s new address. However, that mailing also has come back marked “Inmate No Longer Here; Return to Sender.”

Plaintiff has not advised the Court of another change of address, and neither notices from

this Court nor filings by Defendant in this action can be served on him. In such situations, courts have an inherent power “acting on their own initiative, to clear their calendars of cases that have remained dormant because of the inaction or dilatoriness of the parties seeking relief.” *Link v. Wabash R.R. Co.*, 370 U.S. 626, 630 (1962).

Because it appears to this Court that Plaintiff has abandoned any interest in prosecution of this case, the Court will dismiss Plaintiff’s claims by separate order.

Date:

cc: Plaintiff, *pro se*  
Defendant  
4412.009