

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE

JAMES CALVIN RODGERS FERGUSON

PLAINTIFF

v.

CIVIL ACTION NO. 3:12CV-P336-H

METRO CORRECTIONS et al.

DEFENDANTS


MEMORANDUM OPINION

Plaintiff James Calvin Rodgers Ferguson initiated this civil action. 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 Clerk of Court sent an Order to Plaintiff on August 13, 2012. That mailing was returned by the United States Postal Service marked “Return to Sender; Attempted – Not Known; Unable to Forward.” Plaintiff has not advised the Court of a change of address, and neither notices from this Court nor filings by Defendants in this action can be served on Plaintiff. 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: September 26, 2012

cc: Plaintiff, *pro se*
Defendants
4412.009


John G. Heyburn II, Judge
United States District Court