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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**
5

6 FRANKIE COLOTTO, II,)

7 Plaintiff,)

8 vs.)

9 DETECTIVE TULLIO PANDULLO et al.,)

10 Defendants.)
11

Case No. 2:15-cv-01981-GMN-CWH

REPORT & RECOMMENDATION

12 On May 17, 2017, the court entered an order requiring Plaintiff Frankie Colotto to file an
13 updated application to proceed *in forma pauperis* or to pay the filing fee in this case. (Order (ECF
14 No. 4).) Plaintiff's deadline for doing so was June 16, 2017. (*Id.*) Plaintiff was advised that
15 failure to comply with the order would result in a recommendation that his case be dismissed. (*Id.*)
16 Plaintiff has not taken any action in this case since the court's order dated May 17, 2017, and he
17 therefore appears to have abandoned this case. Additionally, the court's order (ECF No. 4) was
18 returned as undeliverable (*see* ECF No. 5), and Plaintiff has not filed a notice of change of address
19 as required by Local Rule IA 3-1 and Local Special Rule 2-2, which is an independent grounds for
20 dismissal under the court's local rules.

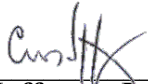
21 IT IS THEREFORE RECOMMENDED that Plaintiff Frankie Colotto's case be dismissed
22 without prejudice.

23 **NOTICE**
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25 This report and recommendation is submitted to the United States district judge assigned to
26 this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation may
27 file a written objection supported by points and authorities within fourteen days of being served
28 with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely objection may

1 waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d 1153, 1157 (9th Cir.
2 1991).

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4 DATED: June 21, 2017



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6 **C.W. Hoffman, Jr.**
7 **United States Magistrate Judge**