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## UNITED STATES DISTRICT COURT

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## DISTRICT OF NEVADA

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8 MICHAEL DWAYNE BYARS,

9           Petitioner,

3:15-cv-00388-RCJ-VPC

10 vs.

**ORDER**11 BRYAN WILLIAMS, SR., *et al.*,

12           Respondents.

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15           In this habeas corpus action, brought *pro se* by Michael Dwayne Byars, the Court entered an  
16 order on January 29, 2018, ruling on the respondents' motion to dismiss, and dismissing one of  
17 Byars' claims (ECF No. 39). In that order, the Court directed the respondents to file an answer,  
18 responding the remainder of Byars' claims, within 60 days, or by March 30, 2018.

19           The address that the Court currently has for Byars is 1001 N. 4th St., Las Vegas NV, 89101.  
20 *See* Notice of Change of Address, filed June 12, 2017 (ECF No. 34). The Clerk of the Court sent a  
21 copy of the January 29, 2018, order to Byars at the Las Vegas address that he has provided to the  
22 Court; however, on March 5, 2018, the copy of the order sent to Byars was received back at the  
23 Court, with indications that it was not deliverable, and it could not be forwarded.

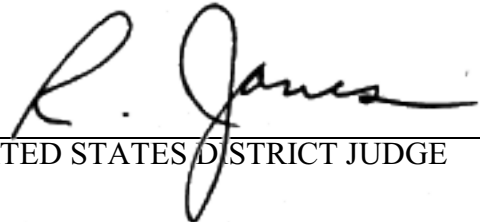
24           Local Rule LR IA 3-1 states that a *pro se* litigant must immediately file written notice of any  
25 change of mailing address, and that "[f]ailure to comply with this rule may result in the dismissal of  
26 the action...." LR IA 3-1.

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**IT IS THEREFORE ORDERED** that petitioner shall, within 30 days from the date of this order, either file a notice confirming that his address is 1001 N. 4th St., Las Vegas NV, 89101, or file a notice of change of address stating his new address. If Byars fails to comply with this order, this case will be dismissed pursuant to LR IA 3-1.

**IT IS FURTHER ORDERED** that the schedule for respondents' answer is vacated. The Court will set a new deadline for the answer, if necessary, after the matter of petitioner's current address is resolved.

Dated this 6<sup>th</sup> day of March, 2018.

  
UNITED STATES DISTRICT JUDGE