

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

BRET HENRY KELLER,

Petitioner,

v.

ISIDRO BACA, *et al.*,

Respondents.

Case No. 3:15-cv-00563-MMD-CLB

ORDER

This habeas matter is before the Court on Petitioner Bret Henry Keller's failure to keep the Court apprised of his current address. The U.S. Postal Service has returned court mail from the last institutional address provided by Petitioner with a notation indicating that he is no longer at the institution and has been paroled. (ECF No. 72.) The inmate locator tool on the Nevada Department of Corrections' ("NDOC") website similarly reflects that Petitioner has been paroled.¹ The Local Rules of Practice require all parties, including habeas petitioners, to immediately file with the Court written notice of any change of address. LR IA 3-1, LR 2-2. The Local Rules also warn that failure to comply may result in dismissal of the action, with or without prejudice, or other sanctions as the court deems appropriate. LR IA 3-1, LR 2-2; *see also Carey v. King*, 856 F.2d 1439, 1441 (9th Cir. 1988) ("A party, not the district court, bears the burden of keeping the court apprised of any changes in his mailing address.").

It is therefore ordered that Petitioner must update his address by filing a notice of change of address within 30 days of the date of this order.

///

¹NDOC, <https://ofdsearch.doc.nv.gov/> (last visited Dec. 17, 2019). The Court takes judicial notice of Petitioner's current status as reported in NDOC's online records.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

It is further ordered that Petitioner's failure to timely comply with this order will result in the dismissal of his petition without prejudice and without further advance notice.

DATED THIS 18th day of December 2019.



MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE