

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

ADRIAN AGUIRRE,

Plaintiff,

v.

ICENBERG,

Defendant.

Case No.: 3:22-cv-00296-ART-CLB

## ORDER

(ECF No. 1)

## I. DISCUSSION

10 On October 11, 2022, the Court screened Plaintiff's first amended complaint under  
11 42 U.S.C. § 1983. The Court allowed some claims to proceed and dismissed other claims  
12 without prejudice and with leave to amend. (*Id.*) However, the Court's order came back  
13 as undeliverable. (ECF No. 8.) The last address that Plaintiff provided to the Court is Ely  
14 State Prison ("ESP"). Based on Nevada Department of Correction ("NDOC") records, it  
15 appears that Plaintiff is currently housed at High Desert State Prison ("HDSP"). The Court  
16 will direct the Clerk of Court to send a copy of the Court's screening order, and the  
17 attachments, to Plaintiff at HDSP. The Court will also extend the deadline for Plaintiff to  
18 file a second amended complaint until December 23, 2022.

19        The Court notes that pursuant to Nevada Local Rule of Practice IA 3-1, a "pro se  
20 party must immediately file with the court written notification of any change of mailing  
21 address, email address, telephone number, or facsimile number. The notification must  
22 include proof of service on each opposing party or the party's attorney. Failure to comply  
23 with this rule may result in the dismissal of the action, entry of default judgment, or other  
24 sanctions as deemed appropriate by the court." Nev. Loc. R. IA 3-1. The Court will direct  
25 the Clerk of the Court to resend the screening order to the address listed in NDOC's  
26 records, but Plaintiff must file his updated address with the Court. If Plaintiff does not file  
27 his updated address with the Court within 30 days, this case will be subject to dismissal  
28 without prejudice.

1 **II. CONCLUSION**

2 It is therefore ordered that the Clerk of the Court send a copy of the Court's  
3 screening order and the attachments (ECF Nos. 6, 6-1, 6-2) to Plaintiff at HDSP.

4 It is further ordered that Plaintiff will file his updated address with the Court within  
5 30 days from the date of this order.

6 It is further ordered that, if Plaintiff fails to timely comply with this order, this case  
7 will be subject to dismissal without prejudice.

8 It is further ordered that the Court extends the deadline for Plaintiff to file a second  
9 amended complaint until December 23, 2022.

10  
11 DATED THIS 21st day of November 2022

12  
13   
14 United States Magistrate Judge  
15

16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28