

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA

Percy Blackwell, Jr. )  
Plaintiff, ) C/A No. 4:14-1901-JFA-TER  
vs. ) ORDER  
Georgetown County Detention Center, )  
Captain Wineglass, and Chief Shwartz, )  
Defendants. )  
\_\_\_\_\_  
)

This case is before the Court because of Plaintiff's failure to comply with the magistrate judge's Order of June 9, 2014, ECF No. 11, and because of Plaintiff failure to provide the Court with an updated address.

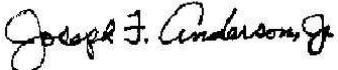
A review of the record indicates that by Order dated May 14, 2014, the magistrate judge directed Plaintiff to submit items needed to render this case into proper form within twenty-one days, and specifically informed Plaintiff that if he failed to do so, this case would be dismissed without prejudice. Plaintiff partially complied. The magistrate judge entered a second Order on June 9, 2014 directing Plaintiff to submit the outstanding items needed to render the case into proper form within fourteen days. Again, Plaintiff was specifically informed that if he failed to comply with the Order, this case would be dismissed without prejudice. The Court has not received any response from Plaintiff to the second proper form order, but the mail in which the Order was sent to Plaintiff at the address provided when the case was filed was returned as "undeliverable." Other notations on the returned envelope indicate that Plaintiff is no longer at the Georgetown County Detention Center, which is the only address that Plaintiff provided when he filed this case.

Plaintiff's failure to provide the Court with an updated address upon his release from detention center custody indicates an intent to not continue prosecuting this case, and subjects this case to dismissal. See Fed. R. Civ. P. 41(b)(district courts may dismiss an action if a Plaintiff fails to comply with "any order of the court."); see also Chandler Leasing Corp. v. Lopez, 669 F.2d 919, 920 (4th Cir. 1982)(court may dismiss sua sponte).

Accordingly, this case is dismissed without prejudice. The Clerk of Court shall close the file.<sup>1</sup>

IT IS SO ORDERED.

August 25, 2014  
Columbia, South Carolina

  
Joseph F. Anderson, Jr.  
United States District Judge

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<sup>1</sup>Under General Order, Misc. No. 3:07-5014-JFA, this dismissal without prejudice does not count as a "strike" for purposes of the "three strikes" provision of 28 U.S.C. § 1915(g). If Plaintiff wishes to bring this action in the future, he may obtain new forms for doing so from the Clerk's Office in Columbia (901 Richland Street, Columbia, South Carolina 29201).