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UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT KNOXVILLE

ROBERT S. REYNOLDS,

Plaintiff,

v. No.: 3:09-cv-314

(VARLAN/SHIRLEY)

SHERIFF GARY PERKINS,

Defendant.

MEMORANDUM

This is a *pro se* prisoner's civil rights action pursuant to 42 U.S.C. § 1983. The matter

is before the Court on the defendant's motion to dismiss based upon plaintiff's failure to

provide the Court and defendant with a correct mailing address. In support of the motion to

dismiss, the defendant has submitted the affidavit of Lt. Joe Perkins, the chief jailer in charge

of the Campbell County Jail, who testifies that plaintiff was transferred from the Campbell

County Jail to the Anderson County Jail on August 11, 2009, and then, on information and

belief, was transferred from the Anderson County Jail to state custody on August 12, 2009.

[Doc. 6, Exhibit 1, Affidavit of Lieutenant Joe Perkins].

Plaintiff has not informed the Court of his transfer from the Campbell County Jail nor

of his current mailing address. In the Court's initial order, plaintiff was ordered to inform the

Court immediately of any address changes. Plaintiff was also advised that failure to provide

a correct address within ten days following any change of address would result in the

dismissal of this action.

Accordingly, the defendant's motion to dismiss [Doc. 6] will be **GRANTED** and this

action will be **DISMISSED WITH PREJUDICE** for plaintiff's failure to prosecute and to

comply with the orders of this Court. Fed. R. Civ. P. 41(b); Jourdan v. Jabe, 951 F.2d 108

(6th Cir. 1991). The Court **CERTIFIES** that any appeal from this action would not be taken

in good faith and would be totally frivolous. See Fed. R. App. P. 24.

AN APPROPRIATE ORDER WILL ENTER.

s/ Thomas A. Varlan

UNITED STATES DISTRICT JUDGE

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