

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

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ROBERT JOHN PRESTON,

Plaintiff,

v.

SNOHOMISH COUNTY, et al.

Defendants.

CASE NO. C14-1749 MJP

ORDER DISMISSING CASE
WITHOUT PREJUDICE FOR
FAILURE TO PROSECUTE

On May 13, 2015, the copy of the Honorable Magistrate Judge Brian A. Tsuchida’s Report and Recommendation (“R&R”) that the clerk mailed to Plaintiff was returned to the Court as undeliverable. (Dkt. No. 25.) Local Rule 41(b)(2) provides “if mail directed to a pro se plaintiff by the clerk is returned by the Postal Service . . . and if such plaintiff fails to notify the court and opposing parties within 60 days thereafter of his or her current mailing address . . . the court may dismiss the action without prejudice for failure to prosecute.” Sixty days have passed since the mail directed by the clerk to Plaintiff was returned as undeliverable. Because Plaintiff has not advised the Court of his current mailing address, the Court DISMISSES this case without

1 prejudice for failure to prosecute. The Court DENIES Judge Tsuchida's R&R, (Dkt. No. 24), as
2 moot.

3 The clerk is ordered to provide copies of this order to all counsel.

4 Dated this 27th day of July, 2015.

5 

6 _____
7 Marsha J. Pechman
8 United States District Judge
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24