

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA**

Duque v. Davis

No. 2:25-cv-0905 CSK P · No. No. 2:25-cv-0905 CSK P · Decided May 21, 2025

OPINION

(PC) Duque v. Davis

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 JASON ALLEN DUQUE, No. 2:25-cv-0905 CSK P

12 Plaintiff,

13 v. ORDER AND FINDINGS AND

RECOMMENDATIONS

14 DAVIS, et al., 15 Defendants. 16 17 By an order filed April 8, 2025, plaintiff was ordered to
file a completed in forma pauperis 18 affidavit and a certified copy of his prison trust account
statement, and was cautioned that failure 19 to do so would result in a recommendation that this
action be dismissed. The thirty day period 20 has now expired, and plaintiff has not responded to
the court's order and has not filed the required 21 documents. 22 Although it appears from the file
that plaintiff's copy of the order was returned, plaintiff 23 was properly served. It is the plaintiff's
responsibility to keep the court apprised of his current 24 address at all times. Pursuant to Local
Rule 182(f), service of documents at the record address of 25 the party is fully effective. 26 In
accordance with the above, IT IS HEREBY ORDERED that the Clerk of the Court is 27 directed
to assign a district judge to this case; and 28 IT IS HEREBY RECOMMENDED that this action
be dismissed without prejudice.] These findings and recommendations are submitted to the
United States District Judge 2 || assigned to the case, pursuant to the provisions of 28 U.S.C. §
636(b)(1). Within fourteen days 3 || after being served with these findings and recommendations,
plaintiff may file written objections 4 || with the court and serve a copy on all parties. Such a
document should be captioned 5 || "Objections to Magistrate Judge's Findings and
Recommendations." Plaintiff is advised that 6 || failure to file objections within the specified time
may waive the right to appeal the District 7 || Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th
Cir. 1991). 8 9 || Dated: May 20, 2025 4 aA 10 \Aaa spe

CHI SOO KIM

i UNITED STATES MAGISTRATE JUDGE

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