

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
OHIO, EASTERN DIVISION

Ricco L. Maye v. Kevin Kelley, et al.

Maye · No. 2:25-cv-1241 · Decided November 24, 2025

SUMMARY

The United States District Court for the Southern District of Ohio orders Plaintiff Ricco L. Maye to file a notice of mailing address after the correctional facility listed as his address of record reported that he was no longer there. The order warns that failure to update the address could result in missed deadlines or dismissal for failure to prosecute and directs the Clerk to send courtesy copies to USP Pollock.

CASE DETAILS

COURT	United States District Court for the Southern District of Ohio, Eastern Division
WRITING FOR THE COURT	Caroline H. Gentry
JURISDICTION	United States District Court for the Southern District of Ohio, Eastern Division
DECIDED	November 24, 2025
DOCKET	2:25-cv-1241
DISPOSITION	other
PROCEDURAL POSTURE	The district court ordered the incarcerated plaintiff to update his mailing address after the correctional facility reported that he was no longer in custody there.
PRECEDENTIAL VALUE	Unpublished district court order

TOPICS

civil procedure

PRACTICE AREAS

civil procedureprisoner civil rights

QUESTIONS PRESENTED

1. Whether the plaintiff should be ordered to provide the court with an updated mailing address after the court learned that he was no longer at his address of record.
2. Whether failure to update the address could support dismissal for failure to prosecute.

HOLDINGS

1. A litigant has an affirmative duty to notify the court of any change in address, and the plaintiff was therefore ordered to file a notice listing an address at which he could receive regular U.S. mail.
2. Failure to update the address may result in dismissal for failure to prosecute because the plaintiff may miss important orders and deadlines.

KEY QUOTATIONS

“Plaintiff has an affirmative duty to notify the Court of any change in address.”

FACTUAL BACKGROUND

The plaintiff's address of record was the Northeast Ohio Correctional Center. The facility's business office notified the court that the plaintiff was no longer there, creating a risk that he would not receive court orders and deadlines.

PROCEDURAL HISTORY

Plaintiff brought a prisoner civil-rights action in the Southern District of Ohio. After the court learned that he was no longer at his address of record, it issued this order requiring him to file a notice of mailing address by December 23, 2025 and warning that failure to do so could result in dismissal for failure to prosecute.

DISPOSITION

other

CASES CITED

- Oesch v. Ohio Dep't of Corr., No. 2:19-cv-1758, 2019 WL 2289836, at *1 (S.D. Ohio May 29, 2019)
- Walker v. Cognis Oleo Chem., LLC, No. 1:07-cv-289, 2010 WL 717275, at *1 (S.D. Ohio Feb. 26, 2010)

OPINION

Maye

PER CURIAM.

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF OHIO

EASTERN DIVISION

RICCO L. MAYE, : Case No. 2:25-cv-1241 Plaintiff, : District Judge James L. Graham :
Magistrate Judge Caroline H. Gentry vs. : KEVIN KELLEY, et al., : Defendants. :

ORDER TO UPDATE ADDRESS

It appears that Plaintiff is no longer in custody at the Northeast Ohio Correctional Center (“NEOCC”), which is his address of record in this case. The NEOCC Business Office recently provided notice that Plaintiff “is not in NEOCC.” (See Doc. No. 7.) “Plaintiff has an affirmative duty to notify the Court of any change in address.” *Oesch v. Ohio Dep’t of Corr.*, No. 2:19-cv-1758, 2019 WL 2289836, at *1 (S.D. Ohio May 29, 2019). If he does not, he may miss important orders and deadlines, and his case may be dismissed for failure to prosecute. See *Walker v. Cognis Oleo Chem., LLC*, No. 1:07-cv-289, 2010 WL 717275, at *1 (S.D. Ohio Feb. 26, 2010). Plaintiff is ORDERED to file a “Notice of Mailing Address” that lists the address at which he can receive regular U.S. mail. He shall file the Notice by December 23, 2025. The Clerk of Court is DIRECTED to send a courtesy copy of this Order and the notation order lifting the recent stay to Plaintiff at USP Pollock, <https://www.bop.gov/locations/institutions/pol/> (last visited November 22, 2025). IT IS SO ORDERED. /s/ Caroline H. Gentry

CAROLINE H. GENTRY

United States Magistrate Judge