

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION

JAMES DEAN PURVIS,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO. 1:15CV329-SRW
)	(WO)
CAROLYN W. COLVIN,)	
Acting Commissioner of Social Security,)	
)	
Defendant.)	

ORDER

Plaintiff brings this action pursuant to 42 U.S.C. § 405(g) seeking review of a decision of the Commissioner of Social Security denying his claim for benefits. For § 405(g) actions, venue is proper in the judicial district in which the plaintiff resides or has his principal place of business, unless there is no such district. See 42 U.S.C. § 405(g). In his unverified complaint, plaintiff alleges that he “is a resident citizen of Houston County, Alabama[.]” (Doc. # 1, ¶ 1). However, in the declaration that he filed in support of his motion to proceed *in forma pauperis*, plaintiff identifies his legal residence as “Marianna, Florida.” (Doc. # 2-1, ¶ 12). Plaintiff’s counsel has informed intake staff in the office of the Clerk of the Court that the legal residence plaintiff identified in his declaration – Marianna, Florida – is correct. Marianna lies within the Northern District of Florida. See 28 U.S.C. § 89(a)(1).

Accordingly, it is

ORDERED that, because venue is improper in this district, this action is hereby

transferred to the United States District Court for the Northern District of Florida pursuant to 28 U.S.C. § 1406(a).

DONE, this 20th day of May, 2015.

/s/ Susan Russ Walker
SUSAN RUSS WALKER
CHIEF UNITED STATES MAGISTRATE JUDGE