



office. For purposes of sections 1404 and 1406 of Title 28, the judicial district in which the respondent has his principal office shall in all cases be considered a district in which the action might have been brought.

42 U.S.C. § 2000e-5(f)(3) (emphasis added).

This case appears to have no connection to the Western District of Tennessee apart from the fact that Plaintiff resides in this district. However, as the statute quoted above makes clear, the residence of the plaintiff has no bearing on the proper venue for a Title VII action. The complaint alleges that Plaintiff worked in Marion, Arkansas. Marion is located in Crittenden County, which is in the Jonesboro Division of the United States District Court for the Eastern District of Arkansas. 28 U.S.C. § 104(a)(3).

Twenty-eight U.S.C. § 1406(a) states:

The district court of a district in which is filed a case laying venue in the wrong division or district shall dismiss, or if it be in the interest of justice, transfer such case to any district or division in which it could have been brought.

This action should have been brought in the Eastern District of Arkansas. Therefore, it is hereby ORDERED, pursuant to 28 U.S.C. § 1406(a), that this case is TRANSFERRED, forthwith, to the Eastern District of Arkansas, Jonesboro Division.

IT IS SO ORDERED this 2<sup>nd</sup> day of August.

**s/ S. Thomas Anderson**  
S. THOMAS ANDERSON  
UNITED STATES MAGISTRATE JUDGE