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8   UNITED STATES DISTRICT COURT

9   EASTERN DISTRICT OF CALIFORNIA

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11   FREDERICK WILSON, JR,   1:16-cv-0616 JLT (HC)

12   Petitioner,   ORDER TRANSFERRING CASE TO THE
                                                UNITED STATES DISTRICT COURT FOR
13   v.   THE CENTRAL DISTRICT OF CALIFORNIA

14   WILLIAM L. MUNIZ,

15   Respondent.

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17   Frederick Wilson, Jr. filed a habeas corpus action and a request to proceed in forma

18   pauperis in this Court. However, he seeks to challenge a conviction arising from the Central

19   District of California. Thus, the Court must transfer the matter to that District.

20   **I.   Analysis**

21   The federal venue statute requires that a civil action, other than one based on diversity

22   jurisdiction, be brought only in "(1) a judicial district where any defendant resides, if all

23   defendants reside in the same state, (2) a judicial district in which a substantial part of the events

24   or omissions giving rise to the claim occurred, or a substantial part of the property that is the

25   subject of the action is situated, or (3) a judicial district in which any defendant may be found, if

26   there is no district in which the action may otherwise be brought." 28 U.S.C. § 1391(b).

27   As noted above, the petitioner is challenging a conviction from Los Angeles County,

28   which is in the Central District of California. Therefore, the petition should have been filed in the

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1   United States District Court for the Central District of California. In the interest of justice, a

2   federal court may transfer a case filed in the wrong district to the correct district. See 28 U.S.C. §

3   1406(a); Starnes v. McGuire, 512 F.2d 918, 932 (D.C. Cir. 1974).

4   Accordingly, the Court **ORDERS** this matter to be transferred to the United States

5   District Court for the Central District of California.

6   IT IS SO ORDERED.

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8   Dated: **May 9, 2016**   **/s/ Jennifer L. Thurston**
                                                 UNITED STATES MAGISTRATE JUDGE