

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSHUA J. CANTU,
Plaintiff,

No. C 09-191 SI (pr)

ORDER OF TRANSFER

v.


OFFICER M. GARCIA; et al.,
Defendants.

United States District Court
For the Northern District of California

Joshua J. Cantu filed this civil rights action under 42 U.S.C. § 1983, complaining of acts and omissions that occurred at the Kern Valley State Prison in Delano, California as he was transferred to that prison from Calipatria State Prison. Delano is in Kern County, within the venue of the Eastern District of California. The defendants apparently are employees of the Kern Valley State Prison and apparently reside in the Eastern District of California. Venue therefore properly lies in that district and not in this one. See 28 U.S.C. § 1391(b). Accordingly, in the interest of justice and pursuant to 28 U.S.C. § 1406(a), this action is TRANSFERRED to the United States District Court for the Eastern District of California. The clerk shall transfer this matter.

IT IS SO ORDERED.

Dated: January 26, 2009


SUSAN ILLSTON
United States District Judge