

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

REYNALDO A. LATRE,

Petitioner, No. CIV S-09-3419 EFB P

VS.

TOM L. CAREY, Warden,

**Respondent.** **ORDER**

Petitioner, a state prisoner without counsel, seeks a writ of habeas corpus. See 28 U.S.C.

<sup>4</sup> § 2254. Petitioner seeks leave to proceed *in forma pauperis*. See 28 U.S.C. § 1915(a).

18 Petitioner challenges a conviction in the Fresno County Superior Court and so this action  
19 should have been commenced in the district court in Fresno. Local Rule 3-120(d). The court  
20 will not rule on petitioner's application leave for to proceed *in forma pauperis*.

Accordingly, it is hereby ordered that:

1. This action is transferred to the district court in Fresno. *See* Local Rule 120(f).
2. The Clerk of Court shall assign a new case number.

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1           3. All future filings shall bear the new case number and shall be filed at:

2           United States District Court  
3           Eastern District of California  
4           2500 Tulare Street  
5           Fresno, CA 93721

6           DATED: December 15, 2009.

  
7           EDMUND F. BRENNAN  
8           UNITED STATES MAGISTRATE JUDGE

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