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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 KENNETH LEDBETTER,

1:11-cv-00594-JLT (HC)

12 Petitioner,

ORDER TRANSFERRING CASE TO THE
SACRAMENTO DIVISION OF THE
UNITED STATES DISTRICT COURT,
EASTERN DISTRICT OF CALIFORNIA

13 vs.

14 JAMES A. YATES,

15 Respondent.
16 _____/

17 Petitioner, a state prisoner proceeding pro se, has filed a habeas corpus action pursuant to
18 28 U.S.C. § 2254, together with a request to proceed in forma pauperis pursuant to 28 U.S.C.
19 § 1915.

20 The petitioner is challenging a conviction from Sacramento County, which is part of the
21 Sacramento Division of the United States District Court for the Eastern District of California.
22 Therefore, the petition should have been filed in the Sacramento Division.

23 Pursuant to Local Rule 120(f), a civil action which has not been commenced in the proper
24 court may, on the court's own motion, be transferred to the proper court. Therefore, this action
25 will be transferred to the Sacramento Division. This court will not rule on petitioner's request to
26 proceed in forma pauperis.

1 Good cause appearing, IT IS HEREBY ORDERED that:

2 1. This court has not ruled on petitioner's request to proceed in forma pauperis.

3 2. This action is transferred to the United States District Court for the Eastern District of
4 California sitting in Sacramento; and

5 3. All future filings shall reference the new Sacramento case number assigned and shall
6 be filed at:

7 United States District Court
8 Eastern District of California
501 "I" Street, Suite 4-200
9 Sacramento, CA 95814

10 IT IS SO ORDERED.

11 Dated: April 15, 2011

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE