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2011 MAY 24 P 12:21

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAIN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JOHN E. WEST, aka JOHN G. WEST, No. C-11-2313 JW (PR)

Plaintiff,

v.

ORDER OF TRANSFER

RAUL LOPEZ, Warden et. al.,

Defendant(s).

Plaintiff, a prisoner presently incarcerated at Corcoran State Prison in Corcoran, California, and frequent litigant in federal court, has filed a pro se civil rights Complaint under 42 U.S.C. § 1983 alleging that prison officials at that facility violated his constitutional rights by interfering with his mail delivery service. Doc. #1.

A substantial part of the events or omissions giving rise to the claim(s) occurred in Kings County, which lies within the venue of the Eastern District of California. See 28 U.S.C. § 84(b). Venue therefore properly lies in the Eastern District. See id. § 1331(b).

Accordingly, in the interest of justice and pursuant to 28 U.S.C. § 1406(a) IT IS ORDERED that this action be TRANSFERRED to the United States District Court for the Eastern District of California.

//

1 The Clerk shall transfer this matter, terminate all pending motions as moot and close
2 the file.

3 IT IS SO ORDERED.

4
5 DATED

May 17, 2011

James Ware
JAMES WARE
United States District Chief Judge

26 C:\Documents and Settings\USDC\Local Settings\Temp\notes56FD74\West-11-2313-transfer-caed.wpd

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

JOHN G WEST,

Plaintiff,

v.

PAUL LOPEZ et al,

Defendant.

Case Number: CV11-02313 JW

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on May 24, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

John E. West E-28520
3A-03-143
P.O. Box 3461
Corcoran, CA 93212

Dated: May 24, 2011

Richard W. Wiking, Clerk
By: Frank Justiliano, Deputy Clerk