

United States District Court
For the Northern District of California

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

RUBEN MIJEL CHAVIRA,
Plaintiff,

No. C 11-04995 CW (PR)
ORDER OF TRANSFER

v.

R.C. RUTH, Health Care Manager
and Director of Nurses, Kern
Valley State Prison,
Defendant.

Plaintiff, a state prisoner, has filed a pro se civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff is incarcerated at Kern Valley State Prison (KVSP), which is located in Kern County in the Eastern District of California. See 28 U.S.C. § 84(b). The acts complained of occurred at KVSP, and the named Defendant resides in the Eastern District. 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 of the Court shall transfer the case forthwith.

IT IS SO ORDERED.

Dated: 10/13/2011



CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 RUBEN MIJEL CHAVIRA,

5 Plaintiff,

6 v.

7 R-C-RUTH et al,

8 Defendant.

Case Number: CV11-04995 CW

CERTIFICATE OF SERVICE

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

11 That on October 13, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
13 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located
14 in the Clerk's office.

15 Ruben Mijel Chavira F33253
16 D-1-A-101
17 Kern Valley State Prison
18 P.O. Box 5104
19 Delano, CA 93216

20 Dated: October 13, 2011

21 Richard W. Wieking, Clerk
22 By: Nikki Riley, Deputy Clerk
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