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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

DAVON ELIMU McCOY,  
Plaintiff,  
v.  
HAROLD TATE, et al.,  
Defendants.

No. 2:15-cv-1956-EFB P

ORDER

Plaintiff is a state prisoner proceeding without counsel in an action brought under 42 U.S.C. § 1983.<sup>1</sup> He alleges a violation of his civil rights at the California Correctional Institution, which is in Kern County, California. Kern County is in the Fresno Division of the United States District Court for the Eastern District of California, and this action should have been commenced there. E.D. Cal. Local Rule 120(d). Where a civil action has not been commenced in the proper division of a court, the court may, on its own motion, transfer the action to the proper division. E.D. Cal. Local Rule 120(f).

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<sup>1</sup> He also seeks leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915.


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Accordingly, it is hereby ordered that:

1. This action is transferred to the Fresno Division.
2. The Clerk of Court shall assign a new case number.
3. All future filings shall bear the new case number and shall be filed at:

United States District Court  
Eastern District of California  
2500 Tulare Street  
Fresno, CA 93721

DATED: September 21, 2015.

  
EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE