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3 **UNITED STATES DISTRICT COURT**  
4 **EASTERN DISTRICT OF CALIFORNIA**

5 PHILIP N. JOHNSON,

6 Petitioner,

7 v.

8 C.R. GOETZ,

9 Respondent.

Case No. 1:17-cv-01355-SKO HC

ORDER TRANSFERRING THIS CASE TO  
THE U.S. DISTRICT COURT FOR THE  
DISTRICT OF COLORADO

(Doc. 1)

11  
12 Petitioner, a federal prisoner detained at the Federal Correctional Institution (FCI), Florence,  
13 proceeds with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241. Petitioner alleges  
14 constitutional violations from a 2016 incident at FCI Mendota.

15 A habeas action is subject to jurisdictional and statutory limitations. See Braden v. 30<sup>th</sup>  
16 Judicial Circuit Court of Kentucky, 410 U.S. 484 (1973). A state or federal prisoner seeking to  
17 challenge his present physical custody within the United States must file the petition in the district of  
18 confinement. Rumsfield v. Padilla, 542 U.S. 426, 443 (2004). FCI Florence is located within the  
19 District of Colorado.  
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21 Accordingly, the Court hereby ORDERS that this case be TRANSFERRED to the United  
22 States District Court for the District of Colorado.

23  
24 IT IS SO ORDERED.

25  
26 Dated: October 30, 2017

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE