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8 **UNITED STATES DISTRICT COURT**

9 EASTERN DISTRICT OF CALIFORNIA

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11 FRANCOIS P. GIVENS,

12 Plaintiff,

13 v.

14 LOTESZTAIN, *et al.*,

15 Defendants.
16

Case No. 1:21-cv-00530-BAM (PC)

ORDER TRANSFERRING CASE TO THE
SACRAMENTO DIVISION OF THE
EASTERN DISTRICT OF CALIFORNIA

17 Plaintiff Francois P. Givens (“Plaintiff”), a state prisoner proceeding *pro se*, has filed this
18 civil rights action pursuant to 42 U.S.C. § 1983, together with a motion to proceed *in forma*
19 *pauperis* pursuant to 28 U.S.C. § 1915.

20 In his complaint, Plaintiff alleges violations of his civil rights that took place in Solano
21 County, which is part of the Sacramento Division of the United States District Court for the
22 Eastern District of California. Therefore, the complaint should have been filed in the Sacramento
23 Division.

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

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1 Good cause appearing, IT IS HEREBY ORDERED that:

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

4 2. All future filings shall refer to the new Sacramento case number assigned and shall be
5 filed at:

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

10 3. This Court has not ruled on Plaintiff's request to proceed *in forma pauperis*.

11 IT IS SO ORDERED.

12 Dated: March 31, 2021

13 /s/ Barbara A. McAuliffe
14 UNITED STATES MAGISTRATE JUDGE
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