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

ROOSEVELT SMITH, JR.,

Petitioner,

No. CIV S-06-1552 DFL DAD P

vs.

MARTIN VEAL, Warden, et al.,

Respondents.

ORDER

_____ /

Petitioner, a state prisoner proceeding pro se, has filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254, together with an application to proceed in forma pauperis. In his habeas petition, petitioner challenges the sentence imposed by the Stanislaus County Superior Court in 1995.

Stanislaus County is part of the Fresno Division of the United States District Court for the Eastern District of California. See Local Rule 3-120(d). A civil action that has not been commenced in the proper division of this court may, on the court's own motion, be transferred to the proper division. Local Rule 3-120(f). This action will therefore be transferred to the Fresno Division of the court.

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Good cause appearing, IT IS HEREBY ORDERED that:

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

2. All future filings shall reference the new Fresno case number to be assigned to the case and shall be filed at:

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

DATED: July 20, 2006.



DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

DAD:13:bb
smit1552.109