



1 proper court may, on the court's own motion, be transferred to the proper court. Therefore, this  
2 action will be transferred to the Sacramento Division. This court will not rule on petitioner's  
3 request to proceed in forma pauperis.

4 Good cause appearing, IT IS HEREBY ORDERED that:

5 1. This court has not ruled on petitioner's request to proceed in forma pauperis.

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

8 3. All future filings shall reference the new Sacramento case number assigned and shall  
9 be filed at:

10 United States District Court  
11 Eastern District of California  
12 501 "I" Street, Suite 4-200  
Sacramento, CA 95814

13 IT IS SO ORDERED.

14 **Dated: January 14, 2009**

**/s/ Gary S. Austin**  
**UNITED STATES MAGISTRATE JUDGE**