(HC) Hill v. Tilton	
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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	ANDREW HILL,
11	Petitioner, No. 2:09-cv-3249 JFM (HC)
12	VS.
13	JAMES TILTON,
14	Respondent. <u>ORDER</u>
15	
16	Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of
17	habeas corpus pursuant to 28 U.S.C. § 2254, together with a request to proceed in forma
18	pauperis.
19	The application attacks a conviction issued by the Napa County Superior Court.
20	While both this Court and the United States District Court in the district where petitioner was
21	convicted have jurisdiction, see Braden v. 30th Judicial Circuit Court, 410 U.S. 484 (1973), any
22	and all witnesses and evidence necessary for the resolution of petitioner's application are more
23	readily available in Napa County. Id. at 499 n.15; 28 U.S.C. § 2241(d).
24	Accordingly, in the furtherance of justice, IT IS HEREBY ORDERED that:
25	1. This court has not ruled on petitioner's application to proceed in forma
26	pauperis; and
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1	2. This matter is transferred to the United States District Court for the Northern
2	District of California.
3	DATED: December 10, 2009.
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5	TRIPED CTATES MACISTRATE HEOGE
6	UNITED STATÉS MAGISTRATE JUDGE
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