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

10 RANDAL McKISSICK,

11 Petitioner,

No. CIV S-11-0154 GGH P

12 vs.

13 T.L. GONZALES, Warden,

14 Respondent.

ORDER

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. Petitioner has paid the filing fee.

18 Petitioner is presently incarcerated at California Men's Colony in San Luis Obispo
19 County. He is serving a sentence for a conviction rendered by the Kern County Superior Court.

20 The general rule with regard to habeas applications is that both the United States
21 District Court in the district where petitioner was convicted and the District Court where
22 petitioner is incarcerated have jurisdiction over the claims. See Braden v. 30th Judicial Circuit
23 Court, 410 U.S. 484 (1973). In the instant case, the petitioner is challenging the denial of his
24 parole and his place of incarceration occurred in an area covered by the District Court for the
25 Central District of California. Accordingly, in the furtherance of justice, IT IS HEREBY

26 /////

1 ORDERED that this matter is transferred to the United States District Court for the Central
2 District of California. Id. at 499 n.15; 28 U.S.C. § 2241(d).

3 DATED: February 22, 2011

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5 /s/ Gregory G. Hollows

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GREGORY G. HOLLOWS
UNITED STATES MAGISTRATE JUDGE

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