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

10 ROBERTO SANCHEZ,

11 Petitioner,

No. CIV S-11-1430 EFB P

12 vs.

13 RANDY GROUNDS,

14 Respondent.

ORDER

15 _____/
16 Petitioner is a state prisoner without counsel seeking a writ of habeas corpus. *See* 28
17 U.S.C. § 2254. He seeks leave to proceed *in forma pauperis*. *See* 28 U.S.C. § 1915. However,
18 petitioner has commenced this action in the wrong district.

19 The petition concerns the denial of parole. Petitioner is incarcerated in Monterey
20 County. Although this court and the United States District Court in the district where petitioner
21 was convicted both have jurisdiction, *see Braden v. 30th Judicial Circuit Court*, 410 U.S. 484,
22 499-500 (1973), witnesses and evidence necessary for the resolution of petitioner's application
23 are more readily available in the county of incarceration, *Id.* at 499 n. 15; 28 U.S.C. § 2241(d).

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1 Therefore, the court takes no action on petitioner's application to proceed *in forma*
2 *pauperis*, and transfers this action to the United States District Court for the Northern District of
3 California. 28 U.S.C. §§ 84(a); 1404(a).

4 Accordingly, it is ORDERED that this action is transferred to the United States District
5 Court for the Northern District of California.

6 DATED: June 3, 2011.

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8 EDMUND F. BRENNAN
9 UNITED STATES MAGISTRATE JUDGE
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