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

MICHAEL ANTHONY MILLER,

Plaintiff,

No. 2:12-cv-1189 WBS JFM P

vs.

EDMUND G. BROWN, et al.,

Defendants.

ORDER

_____ /

Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983, together with a request to proceed in forma pauperis. In his complaint, plaintiff, who is presently housed in Kern Valley State Prison, alleges violations of his civil rights by defendants. The alleged violations took place in Kern County¹, which is part of the Fresno Division of the United States District Court for the Eastern District of California. See Local Rule 120(d).

Pursuant to Local Rule 120(f), a civil action which has not been commenced in the proper division of a court may, on the court's own motion, be transferred to the proper division of the court. Therefore, this action will be transferred to the Fresno Division of the

_____ ¹ Plaintiff has also asserted claims against defendants at Atascadero State Hospital, which is located in the Central District of California.

1 court. In light of 1996 amendments to 28 U.S.C. § 1915, this court will not rule on plaintiff's
2 request to proceed in forma pauperis.

3 Good cause appearing, IT IS HEREBY ORDERED that:

- 4 1. This court has not ruled on plaintiff's request to proceed in forma pauperis;
- 5 2. This action is transferred to the United States District Court for the Eastern
6 District of California sitting in Fresno; and
- 7 3. All future filings shall reference the new Fresno case number assigned and
8 shall be filed at:

9 United States District Court
10 Eastern District of California
11 2500 Tulare Street
12 Fresno, CA 93721

13 DATED: September 27, 2012.

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15 UNITED STATES MAGISTRATE JUDGE

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