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

10 DONALD R. JACKSON,

11 Petitioner,

No. 2:12-cv-3070 EFB P

12 vs.

13 MATTHEW CATE, et al.,

14 Respondents.

ORDER

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

19 Petitioner was convicted in the Los Angeles County Superior Court, but is confined at
20 California State Prison Solano. Although this court and the United States District Court in the
21 district where petitioner was convicted both have jurisdiction, see *Braden v. 30th Judicial*
22 *Circuit Court*, 410 U.S. 484, 499-500 (1973), witnesses and evidence necessary for the
23 resolution of petitioner's application are more readily available in the county of conviction, *id.* at
24 499 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 Central District of
3 California. 28 U.S.C. §§ 84(c); 1404(a).

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

6 Dated: January 3, 2013.

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8 EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE