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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

IRA D. PARTHMORE,

Plaintiff,

No. C 13-1433 PJH (PR)

v.

ORDER OF TRANSFER

B. KISSEL, et. al.,

Defendants.

This is a civil rights case brought pro se by a state prisoner. Plaintiff originally filed a letter and the court informed plaintiff he must file a formal complaint. Plaintiff has filed a complaint and it is now clear that the acts complained of occurred at Mule Creek State Prison which lies within the venue of the United States District Court for the Eastern District of California. Venue, therefore, properly lies in that district and not in this one. See 28 U.S.C. § 1391(b).

This case is **TRANSFERRED** to the United States District Court for the Eastern District of California. See 28 U.S.C. § 1406(a). In view of the transfer, the court will not rule upon plaintiff's request for leave to proceed in forma pauperis.

IT IS SO ORDERED.

Dated: April 25, 2013.



PHYLLIS J. HAMILTON
United States District Judge

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