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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	RICHARD D. HEYER,	No. 2:13-cv-1677-EFB P
12	Plaintiff,	
13	V.	<u>ORDER</u>
14	ANGELA KRUEGER, et al.,	
15	Defendants.	
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17	Plaintiff is a state prisoner proceeding without counsel in an action brought under 42	
18	U.S.C. § 1983. On August 12, 2013, the United States District Court for the Northern District of	
19	California transferred this action to this court, on the grounds that "[a] substantial part of the	
20	events or omissions giving rise to the claim(s) occurred, and the viable defendants named reside,	
21	in the Counties of Sacramento and/or Tulare, which lie within the venue of the Eastern District of	
22	California." ECF No. 3. Though plaintiff is currently confined to California State Prison,	
23	Sacramento, the complaint does not allege that plaintiff's claims arose in Sacramento County, or	
24	that any defendant resides in Sacramento County. See ECF No. 1. Rather, the complaint names	
25	defendants from Tulare County and Los Angeles County, and it appears as though plaintiff's	
26	claims arose in one or both of those counties. See ECF No. 1 at 3 (alleging that defendant	
27	McNutt, an inmate confined in Lancaster, California, persuaded defendant Krueger, a Tulare	
28	County Public Defender, to issue an unlawful records request).	
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1	Because Tulare County is in the Fresno Division of the United States District Court for the
2	Eastern District of California, this action should have been commenced there. E.D. Cal. Local
3	Rule 120(d). Where a civil action has not been commenced in the proper division of a court, the
4	court may, on its own motion, transfer the action to the proper division. E.D. Cal. Local Rule
5	120(f).
6	Accordingly, it is hereby ordered that:
7	1. This action is transferred to the Fresno Division.
8	2. The Clerk of Court shall assign a new case number.
9	3. All future filings shall bear the new case number and shall be filed at:
10	United States District Court
11	Eastern District of California 2500 Tulare Street
12	Fresno, CA 93721
13	DATED: August 15, 2013.
14	Simina F-Bieman
15	EDMUND F. BRENNAN UNITED STATES MAGISTRATE JUDGE
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