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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FRED WILSON,
Plaintiff,
v.
ROBERT FOX, et al.,
Defendants.

Case No. [16-cv-00087-DMR](#) (PR)

ORDER OF TRANSFER

On January 7, 2016, Plaintiff, an inmate at the California Medical Facility (“CMF”), filed a *pro se* civil rights action pursuant to 42 U.S.C. § 1983. Dkt. 1. Plaintiff has also submitted an *in forma pauperis* application. Dkt. 2. Plaintiff has consented to magistrate judge jurisdiction in this action. Dkt. 4.

A review of Plaintiff’s case reveals that he has initiated his civil action in the wrong judicial district. The acts complained of occurred at CMF in Vacaville, which is located in the Eastern District of California, and it appears that Defendants reside in that district. Venue, therefore, properly lies in that district and not in this one. *See* 28 U.S.C. § 1391(b).

Accordingly, in the interest of justice and pursuant to 28 U.S.C. § 1406(a), this action is TRANSFERRED to the United States District Court for the Eastern District of California.¹ The Clerk of the Court shall transfer the case forthwith.

Any remaining motions are TERMINATED on this Court’s docket as no longer pending in this district.

IT IS SO ORDERED.

Dated: February 3, 2016



DONNA M. RYU
United States Magistrate Judge

¹ Venue transfer is a non-dispositive matter and, thus, it falls within the scope of the jurisdiction of the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(A).

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3 FRED WILSON,
4 Plaintiff,

5 v.

6 ROBERT FOX, et al.,
7 Defendants.

Case No. [4:16-cv-00087-DMR](#)

CERTIFICATE OF SERVICE


8
9 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.
10 District Court, Northern District of California.

11
12 That on February 3, 2016, I SERVED a true and correct copy(ies) of the Order of Transfer,
13 by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed,
14 by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office
15 delivery receptacle located in the Clerk's office.

16
17 Fred Wilson
18 AM3573
19 California Medical Facility
20 P.O. Box 2000
21 Vacaville, CA 95696

22 Dated: February 3, 2016

23 Susan Y. Soong
24 Clerk, United States District Court

25
26 
27 By: _____
28 Ivy Lerma Garcia, Deputy Clerk to the
Honorable DONNA M. RYU