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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOHN JENKINS,
Plaintiff,
v.
JP MORGAN CHASE BANK,
Defendant.

No. 2:17-cv-0877 KJM CKD PS

ORDER

The federal venue statute provides that a civil action may be brought only in “(1) a judicial district where any defendant resides, if all defendants are residents of the State in which the district is located; (2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of property that is the subject of the action is situated; or (3) if there is no district in which an action may otherwise be brought as provided in this section, any judicial district in which any defendant is subject to the court’s personal jurisdiction with respect to such action.” 28 U.S.C. § 1391(b).

In this action, plaintiff alleges that defendant committed unlawful actions with respect to property located in Concord, North Carolina which is in Cabarrus County. Therefore, plaintiff’s claim should have been filed in the United States District Court, Middle District of North Carolina. In the interest of justice, a federal court may transfer a complaint filed in the wrong

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1 district to the correct district. See 28 U.S.C. § 1406(a); Starnes v. McGuire, 512 F.2d 918, 932
2 (D.C. Cir. 1974).

3 Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United
4 States District Court, Middle District of North Carolina.

5 Dated: April 28, 2017



6 CAROLYN K. DELANEY
7 UNITED STATES MAGISTRATE JUDGE

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