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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	CYMEYON HILL,	No. 2:20-cv-2045 AC P
12	Plaintiff,	
13	V.	<u>ORDER</u>
14	M. TYLER, et al.,	
15	Defendants.	
16		
17	Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42	
18	U.S.C. § 1983. Plaintiff has filed an application to proceed in forma pauperis pursuant to 28	
19	U.S.C. § 1915.	
20	The federal venue statute provides that a civil action "may be brought in (1) a judicial	
21	district in which any defendant resides, if all defendants are residents of the State in which the	
22	district is located, (2) a judicial district in which a substantial part of the events or omissions	
23	giving rise to the claim occurred, or a substantial part of property that is the subject of the action	
24	is situated, or (3) if there is no district in which an action may otherwise be brought as provided in	
25	this action, any judicial district in which any defendant is subject to the court's personal	
26	jurisdiction with respect to such action." 28 U.S.C. § 1391(b).	
27	In this case, the claim arose at Salinas Valley State Prison in Monterey County, which is	
28	in the Northern District of California. Therefore, plaintiff's claim should have been filed in the	

1	United States District Court for the Northern District of California. In the interest of justice, a
2	federal court may transfer a complaint filed in the wrong district to the correct district. See 28
3	U.S.C. § 1406(a); Starnes v. McGuire, 512 F.2d 918, 932 (D.C. Cir. 1974).
4	Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United
5	States District Court for the Northern District of California.
6	DATED: October 15, 2020
7	allison claire
8	UNITED STATES MAGISTRATE JUDGE
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