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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROBERT W. NEAL,
Petitioner,
v.
WARDEN OF SATF, et al.,
Respondent.

Case No. [16-cv-05978-JD](#)

ORDER OF TRANSFER


Re: Dkt. Nos. 7, 8, 14, 18

This is a habeas case filed pro se by a state prisoner. Petitioner seeks to challenge a conviction obtained in Plumas County. Plumas County is in the venue of the United States District Court for the Eastern District of California. Petitioner is incarcerated in Corcoran, CA, which is also located in the Eastern District of California.

Venue for a habeas action is proper in either the district of confinement or the district of conviction, 28 U.S.C. § 2241(d); this district is neither. Because petitions challenging a conviction are preferably heard in the district of conviction, Habeas L.R. 2254-3(a); *Laue v. Nelson*, 279 F. Supp. 265, 266 (N.D. Cal. 1968), and petitioner was convicted in Plumas County, this case is **TRANSFERRED** to the United States District Court for the Eastern District of California. See 28 U.S.C. § 1406(a); Habeas L.R. 2254-3(b). Petitioner's motions (Docket Nos. 7, 8, 14, 18) are **VACATED**.

IT IS SO ORDERED.

Dated: November 18, 2016



JAMES DONATO
United States District Judge

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3 ROBERT W. NEAL,
4 Plaintiff,

5 v.

6 WARDEN OF SATF, et al.,
7 Defendants.
8

Case No. [16-cv-05978-JD](#)

CERTIFICATE OF SERVICE

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 November 18, 2016, I SERVED a true and correct copy(ies) of the attached, by
13 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
14 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
15 receptacle located in the Clerk's office.
16

17 Robert W. Neal ID: AN1615
18 PO Box 5244
19 Corcoran, CA 93212

20 Dated: November 18, 2016
21

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

24
25 By: 
26 LISA R. CLARK, Deputy Clerk to the
27 Honorable JAMES DONATO
28