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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FREDERICK BANKS,

Plaintiff,

v.

SOO SONG, et al.,

Defendants.

Case No. [17-cv-04100-JD](#)

ORDER OF TRANSFER

Re: Dkt. Nos. 2, 4

Plaintiff, a prisoner proceeding pro se, has filed a “Complaint for a Writ of Quo Warranto, Prohibition and Mandamus”. Complaint at 1. Plaintiff presents allegations against several United States Attorneys and Federal Judges in the Western District of Pennsylvania. He also names the Federal Bureau of Investigation and the Central Intelligence Agency as defendants. Plaintiff is incarcerated in Ohio. The underlying events of this case occurred in the Western District of Pennsylvania and venue, therefore, properly lies in that district and not in this one. *See* 28 U.S.C. § 1391(b). This case is **TRANSFERRED** to the United States District Court for the Western District of Pennsylvania. *See* 28 U.S.C. § 1406(a).¹ In view of the transfer, the Court will not rule upon plaintiff’s motions to proceed in forma pauperis (Docket Nos. 2, 4) which are **VACATED**.

IT IS SO ORDERED.

Dated: August 17, 2017



JAMES DONATO
United States District Judge

¹ The Court notes that plaintiff has been declared a vexatious litigant in the Western District of Pennsylvania. *See, e.g., Banks v. Babcock*, No. 15-1584, 2017 WL 978101 (W.D. PA March 14, 2017).

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3
4 FREDERICK BANKS,
5 Plaintiff,

6 v.

7 SOO SONG, et al.,
8 Defendants.

Case No. [17-cv-04100-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 August 17, 2017, 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 Frederick Banks ID: 05711-068
18 Ohio Department of Rehabilitation and Correction
19 2440 Hubbard Road
20 Youngstown, OH 44505

21 Dated: August 17, 2017

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

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