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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JARIAN TARRYL ROYA,

Plaintiff,

No. C 08-4340 PJH (PR)

v.

**ORDER OF TRANSFER**

STEFFEN SCOTT, MITCHELL SCOTT,  
and STANISLAUS COUNTY,


Defendants.

This is a civil rights case brought pro se by a state prisoner. The acts complained of occurred in Modesto, California, which lies within the venue of the United States District Court for the Eastern District of California. Defendants, who are a judge and a defense attorney, appear to reside there as well. 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 Eastern District of California. See 28 U.S.C. § 1406(a). In view of the transfer, the court will not rule upon plaintiff's request for leave to proceed in forma pauperis.

**IT IS SO ORDERED.**

Dated: September 23, 2008.

  
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PHYLLIS J. HAMILTON  
United States District Judge