

1 Here, Petitioner challenges a conviction and sentence incurred
2 in the Butte County Superior Court, which is in the venue of the
3 Eastern District of California. See 28 U.S.C. § 84. Accordingly,
4 that is the proper venue for this action.

5 Pursuant to 28 U.S.C. § 1406(a) and Habeas L.R. 2254-3(b), and
6 in the interest of justice, the Clerk of the Court is ordered to
7 TRANSFER this action forthwith to the United States District Court
8 for the Eastern District of California.

9 All remaining motions are TERMINATED on this Court's docket as
10 no longer pending in this district.

11 IT IS SO ORDERED.

12 Dated: 9/10/09



CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 TENG YANG,

5 Plaintiff,

6 v.

7 CHARLES DEROSA et al,

8 Defendant.

Case Number: CV09-03374 CW

CERTIFICATE OF SERVICE

9 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
10 Court, Northern District of California.

11 That on September 10, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
13 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located
14 in the Clerk's office.

15 Teng Yang
16 V-05394
17 La Palma Correctional Center
18 5501 North La Palma Rd.
19 Eloy, AZ 85231

20 Dated: September 10, 2009

21 Richard W. Wiekling, Clerk
22 By: Sheilah Cahill, Deputy Clerk
23
24
25
26
27
28