



1 See Dannenberg v. Ingle, 831 F. Supp. 767, 767 (N.D. Cal. 1993);  
2 Laue v. Nelson, 279 F. Supp. 265, 266 (N.D. Cal. 1968).

3 Here, Petitioner challenges a conviction and sentence incurred  
4 in the Los Angeles County Superior Court, which is in the venue of  
5 the Western Division of the Central District of California. See 28  
6 U.S.C. § 84. Accordingly, that is the proper venue for this  
7 action.

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

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

14 IT IS SO ORDERED.

15 Dated: 10/21/2009



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CLAUDIA WILKEN  
UNITED STATES DISTRICT JUDGE

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UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

NORRIS DAJON MILLER,  
Plaintiff,

Case Number: CV09-04657 CW

**CERTIFICATE OF SERVICE**

v.

PEOPLE OF THE STATE OF CALIFORNIA  
et al,

Defendant.

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

That on October 21, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Norris DaJon Miller F-22959  
Kern Valley State Prison  
P.O. Box 5102  
Delano, CA 93216

Dated: October 21, 2009

Richard W. Wieking, Clerk  
By: Clara Pierce, Deputy Clerk