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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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8 ERIC ANDREW O'DELL, No. C 11-03926 CW (PR)  
9 Petitioner, AMENDED ORDER OF TRANSFER  
10 v.  
11 JANICE GALLI McLEOD, et al.,  
12 Respondents.  
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14 Petitioner, a state prisoner, has filed a pro se petition for  
15 a writ of habeas corpus. Petitioner has not paid the filing fee or  
16 filed an application for leave to proceed in forma pauperis.

17 A federal statute allows "the Supreme Court, any justice  
18 thereof, the district courts and any circuit judge" to grant writs  
19 of habeas corpus "within their respective jurisdictions." 28  
20 U.S.C. § 2241(a). A federal petition for a writ of habeas corpus  
21 made by a person in custody under the judgment and sentence of a  
22 state court is properly filed in either the district of confinement  
23 or the district of conviction. Id. § 2241(d). The district court  
24 where the petition is filed, however, may transfer the petition to  
25 the other district in the furtherance of justice. See id. Federal  
26 courts in California traditionally have chosen to hear petitions  
27 challenging a conviction or sentence in the district of conviction.  
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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 Pomona Superior Court in Los Angeles County, which is located in  
5 the venue of the Central District of California. See 28 U.S.C.  
6 § 84(c)(2). Accordingly, that is the proper venue for this action.

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

11 IT IS SO ORDERED.

12 Dated: 9/13/2011

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14 CLAUDIA WILKEN  
15 UNITED STATES DISTRICT JUDGE  
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