

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3
4 TA'LISA L. HOOPER-TURNER,

Case No. C 14-0841 KAW (PR)

5
6 Petitioner,

ORDER OF TRANSFER

7 v.

8 RICK HILL, Warden,

9 Respondent.

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12 Petitioner, a state prisoner incarcerated at Folsom Women's Facility ("FWF"), has filed a
13 *pro se* petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, challenging the validity
14 of her conviction, which was obtained in Los Angeles County Superior Court.

15 A federal petition for a writ of habeas corpus made by a person in custody under the
16 judgment and sentence of a state court is properly filed in either the district of confinement or the
17 district of conviction. 28 U.S.C. § 2241(d). The district court where the petition is filed, however,
18 may transfer the petition to the other district in the furtherance of justice. *See id.* Federal courts in
19 California traditionally have chosen to hear petitions challenging a conviction or sentence in the
20 district of conviction. *See Dannenberg v. Ingle*, 831 F. Supp. 767, 767 (N.D. Cal. 1993); *Laue v.*
21 *Nelson*, 279 F. Supp. 265, 266 (N.D. Cal. 1968).

22 Petitioner was convicted in Los Angeles County Superior Court, which lies within the
23 venue of the Central District of California. 28 U.S.C. § 84(b). She is incarcerated at FWF, in
24 Sacramento County, which lies within the venue of the Eastern District of California. *Id.* § 84(d).
25 Thus, jurisdiction over the petition exists in either the Central District or the Eastern District, but
26 not in the Northern District.

27 Pursuant to 28 U.S.C. § 1406(a) and Habeas L.R. 2254-3(b), and in the interest of justice,
28 the Clerk of the Court is ordered to TRANSFER this action forthwith to the district of conviction,

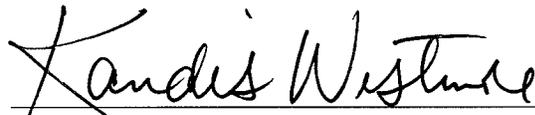
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i.e., the United States District Court for the Central District of California.

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

IT IS SO ORDERED.

Dated: 3/14/14


KANDIS A. WESTMORE
UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

TALISA L HOOPER-TURNER,
Plaintiff,

Case Number: CV14-00841 KAW

CERTIFICATE OF SERVICE

v.

FOLSOM WOMENS FACILITY et al,
Defendant.

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 March 17, 2014, 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.

Ta'Lisa L. Hooper-Turner WE7323
Folsom Women's Facility
P.O. Box 1790
Folsom, CA 95763

Dated: March 17, 2014

Richard W. Wieking, Clerk



By: Susan Imbriani, Deputy Clerk