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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

HASSAN ABPIKAR,)	No. C 11-5079 RMW (PR)
)	
Petitioner,)	ORDER OF TRANSFER
)	
vs.)	
)	
WARDEN MICHAEL L. BENOVA,)	
)	
Respondent.)	

Petitioner, a federal prisoner proceeding pro se, filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241. Petitioner alleges that the Bureau of Prisons (“BOP”) is refusing to credit him with presentence credits pursuant to 18 U.S.C. § 3585. Petitioner is currently incarcerated at Taft Correctional Institution in Taft, California, which lies in the Eastern District of California.

Venue for a habeas action is proper in either the district of confinement or the district of conviction, 28 U.S.C. § 2241(d); however, if the petition is directed to the manner in which a sentence is being executed, e.g., if it involves parole or time credits claims, the district of confinement is the preferable forum. See Habeas L.R. 2254-3(b)(2); Dunne v. Henman, 875 F.2d 244, 249 (9th Cir. 1989). Here, the Eastern District of California is the district of confinement.

Accordingly, this case is TRANSFERRED to the United States District Court for the

1 Eastern District of California, the district of petitioner's confinement. See 28 U.S.C. § 1404(a);
2 Habeas L.R. 2254-3(b)(2). The clerk shall terminate any pending motions and transfer the entire
3 file to the Central District of California.

4 IT IS SO ORDERED.

5 DATED: _____


RONALD M. WHYTE
United States District Judge

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

HASSAN ABPIKAR,
Plaintiff,

Case Number: CV11-05079 RMW

CERTIFICATE OF SERVICE

v.

FEDERAL BUREAU OF PRISON, ET AL. 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 6, 2012, 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.

Hassan Abpikar 08054285
Taft Correctional Institution
Reg: # 10969-111
PO Box 7001
Taft, CA 93268

Dated: March 6, 2012

Richard W. Wieking, Clerk
By: Jackie Lynn Garcia, Deputy Clerk