

United States District Court
Northern District of California

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NATHANIEL DALE DUFFY,
Plaintiff,
v.
ALAMEDA COUNTY DISTRICT
ATTORNEY'S OFFICE, and others,
Defendants.

Case No. 16-cv-05601 NC
**ORDER TO SHOW CAUSE WHY
CASE SHOULD NOT BE
TRANSFERRED TO SAN
FRANCISCO/OAKLAND DIVISION**
Re: Dkt. No. 1

Pro se plaintiff Nathaniel Dale Duffy's complaint asserts violation of his constitutional rights by the Alameda County District Attorney's Office, the Alameda County District Attorney, and an Alameda County Assistant District Attorney. According to his complaint, all events took place or are taking place in Alameda County. Dkt. No. 1.

Under Northern District of California Civil Local Rule 3-2(c), the Clerk should assign a civil action to the Courthouse serving the county in which the action arises. A civil action arises in the county "in which a substantial part of the events or omissions which give rise to the claim occurred or in which a substantial part of the property that is the subject of the action is situated." Civil L.R. 3-2(c). Civil actions that arise in Alameda County should be assigned to a courthouse in the San Francisco/Oakland Division. Civil L.R. 3-2(d).

Case No. 16-cv-05601 NC

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

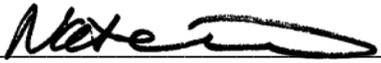
Duffy’s case should have been assigned to the San Francisco/Oakland Division because the action “arises in” Alameda County.

Accordingly, by October 26, 2016, Duffy either must file a consent to transfer his case to the San Francisco/Oakland Division, or explain in writing why his case should not be transferred.

Finally, the Court informs Duffy that the Federal Pro Se Program at the San Jose Courthouse provides free information and limited-scope legal advice to pro se litigants in federal civil cases. The Federal Pro Se Program is available by appointment and on a drop-in basis. The Federal Pro Se Program is available at Room 2070 in the San Jose United States Courthouse (Monday to Thursday 1:00 – 4:00 p.m., on Friday by appointment only), and The Law Foundation of Silicon Valley, 152 N. 3rd Street, 3rd Floor, San Jose, CA (Monday to Thursday 9:00 a.m. – 12:00 p.m., on Friday by appointment only), or by calling 408.297.1480. Similarly, in the San Francisco/Oakland Division, the Legal Help Center provides free information and limited-scope advice. The Legal Help Center phone number is 415.782.8982.

IT IS SO ORDERED.

Dated: October 11, 2016



NATHANAEL M. COUSINS
United States Magistrate Judge