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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

TONY BLACKMAN,	)	Case No.: 1:13-cv-01481 – JLT (PC)
	)	
Plaintiff,	)	ORDER TRANSFERRING CASE TO THE
	)	SOUTHERN DISTRICT OF CALIFORNIA
v.	)	
	)	
PARAMO, et al.,	)	
	)	
Defendants.	)	
	)	

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Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983.

The federal venue statute requires that a civil action, other than one based on diversity jurisdiction, be brought only in “(1) a judicial district where any defendant resides, if all defendants reside in the same state, (2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of the property that is the subject of the action is situated, or (3) a judicial district in which any defendant may be found, if there is no district in which the action may otherwise be brought.” 28 U.S.C. § 1391(b). Moreover, where a party initiates a matter within the wrong district, a federal court may, in the interest of justice, transfer the complaint to the correct district. See 28 U.S.C. § 1406(a); Starnes v. McGuire, 512 F.2d 918, 932 (D.C. Cir. 1974).

In this case, none of the defendants reside in this district. Plaintiff’s claim arose in San Diego

1 County, which lies within the Southern District of California. Therefore, plaintiff's claim should have  
2 been filed in the United States District Court for the Southern District of California.

3 Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United States  
4 District Court for the Southern District of California.

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6 IT IS SO ORDERED.

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Dated: September 16, 2013

/s/ Jennifer L. Thurston  
UNITED STATES MAGISTRATE JUDGE

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