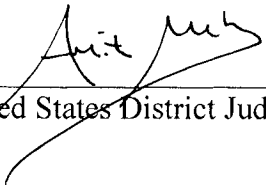


Polk County v. Dodson, 452 312, 325 (1981)). And diversity jurisdiction is wanting because, from the face of the complaint, both parties reside in Georgia.

Moreover, to the extent that plaintiff is asserting a claim of ineffective assistance of counsel, his remedy lies in habeas under 28 U.S.C. § 2254 only after the exhaustion of available state remedies. *See* 28 U.S.C. §2254(b)(1). Thereafter, “an application for a writ of habeas corpus [] made by a person in custody under the judgment and sentence of a State court . . . may be filed in the district court for the district wherein such person is in custody or in the district court for the district within which the State court was held which convicted and sentenced [petitioner] and each of such district courts shall have concurrent jurisdiction to entertain the application.” 28 U.S.C. § 2241(d). Nothing in the instant complaint establishes habeas jurisdiction in this Court. Hence, this case will be dismissed.

DATE: 4/30, 2015



United States District Judge