

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 him and each of such district courts shall have concurrent jurisdiction to entertain the application.

Furthermore, it is well settled that "[w]henver a §2241 habeas petitioner seeks to challenge his present physical custody within the United States, he should . . . file the petition in the district of confinement." Rumsfeld v. Padilla, 542 U.S. 426, 447 (2004); accord United States v. Little, 392 F.3d 671, 680 (4th Cir. 2004); United States v. Bailey, 2006 WL 15011 (4th Cir. 2006).

Inasmuch as the petitioner has failed to demonstrate either that the conviction which he is challenging or that his current confinement is in any way connected with the Western District of North Carolina, this action cannot be maintained in this Judicial District. Therefore this matter must be dismissed, without prejudice to the petitioner's right to refile his Petition in the proper judicial district.

SO ORDERED.

Signed: March 8, 2006



Graham C. Mullen
United States District Judge

