

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE**

RAUSHAUD L. COLEMAN,	)	
	)	
Petitioner,	)	
	)	
v.	)	No. 3:24-CV-102-KAC-DCP
	)	
FCI MILAN,	)	
	)	
Respondent.	)	

**MEMORANDUM OPINION AND ORDER**

Petitioner, a federal prisoner currently housed in the Federal Correctional Institution in Milan, Michigan (“FCI-Milan”), filed a pro se petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241[Doc. 2] and a memorandum in support [Doc. 3]. The Petition is putatively based on his criminal convictions in an action before this Court, *United States v. Coleman*, 3:19-CR-15-KAC-DCP-2 (E.D. Tenn., Jan. 21, 2022) [*See* Doc. 2 at 1]. In the Petition, Petitioner challenges the failure of the Warden of FCI-Milan to award him credits towards his sentence under the First Step Act [*Id.* at 6]. Petitioner has paid the filing fee.

A writ of habeas corpus pursuant to Section 2241 may be granted by “the district courts and any circuit judge within their respective jurisdictions.” 28 U.S.C. § 2241(a). The Supreme Court has interpreted this provision as requiring jurisdiction over a habeas petitioner’s custodian, regardless of whether the petitioner is within the court’s jurisdiction. *Rumsfeld v. Padilla*, 542 U.S. 426, 434–35 (2004) (holding that the proper respondent for a habeas corpus action “is ‘the person’ with the ability to produce the prisoner’s body before the habeas court”). This Court lacks jurisdiction over the Warden of FCI-Milan because FCI-Milan is located in the County of Washtenaw, Michigan. <https://www.bop.gov/locations/institutions/mil/>.

The Court therefore concludes that the proper venue for this case is the United States District Court for the Eastern District of Michigan. *See* 28 U.S.C. § 102(a)(1). A federal district court may transfer a civil action to any district or division where it could have been filed originally “in the interest of justice.” 28 U.S.C. § 1406(a). Accordingly, the Court **DIRECTS** the Clerk to transfer this action to the United States District Court for the Eastern District of Michigan and to close this Court’s file. An appropriate judgment shall order.

**SO ORDERED.**

**ENTER:**

s/ Katherine A. Crytzer  
KATHERINE A. CRYTZER  
United States District Judge