

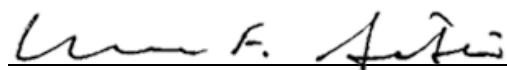


Plaintiff complains of events which occurred in Hopkins County, Texas. Plaintiff's claim therefore arose in Hopkins County. Pursuant to 28 U.S.C. § 124, Hopkins County is located in the Eastern District of Texas. As a result, venue is proper in this court.

However, while Hopkins County is in the Eastern District of Texas, it is in the Sherman Division of such district, rather than the Beaumont Division. When a case is filed in the wrong district or division, the court "shall dismiss, or if it be in the interest of justice, transfer such case to any district or division in which it could have been brought." 28 U.S.C. § 1406(a).

Accordingly, this case will be transferred to the Sherman Division of this court. A Transfer Order shall be entered in accordance with this Memorandum Opinion.

**SIGNED** this 23 day of March, 2010.

  
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KEITH F. GIBLIN  
UNITED STATES MAGISTRATE JUDGE