

that venue is proper only in the judicial district where all the defendants reside or in which a substantial part of the events or omissions giving rise to the claim occurred.

Plaintiff complains of actions (or inactions) taken by the defendants as they relate to a CPS and police investigation in Collin County, Texas. It would, therefore, appear a substantial part of the events or omissions giving rise to his claims occurred in the Eastern District of Texas, Sherman Division. Venue, therefore, is not proper in the Eastern District of Texas, Beaumont Division.

When venue is not proper, 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). Plaintiff’s claims should be transferred to the Eastern District of Texas, Sherman Division. An appropriate order so providing will be entered by the undersigned.

SIGNED this 26th day of September, 2016.



Zack Hawthorn
United States Magistrate Judge