

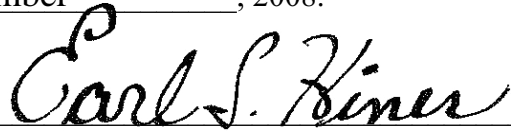


the exercise of its discretion and in furtherance of justice may transfer the application to the other district court for hearing and determination.” *Id.*

Petitioner filed this petition in the Texarkana Division of the Eastern District of Texas. However, petitioner was convicted and sentenced in Cherokee County which is located in the Tyler Division.

The court has considered the circumstances and has determined that the interest of justice would best be served if this petition were transferred to the division where petitioner was convicted and sentenced. Therefore, the petition should be transferred to the Tyler Division of the Eastern District of Texas for hearing and determination. An order transferring the case will be entered by the undersigned.

**SIGNED** this 20 day of November, 2008.



EARL S. HINES  
UNITED STATES MAGISTRATE JUDGE