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8	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON		
9	AT 7	ГАСОМА	
10	ANDRE T PARKER,		
11	Petitioner,	CASE NO. C14-5303 BHS-JRC	
12	v.	ORDER TO FILE AN AMENDED PETITION OR MOTION TO CHANGE	
13	STATE OF WASHINGTON,	THE CASE CAPTION	
14	Respondent.		
15	The District Court has referred this petition for a writ of habeas corpus to United States		
16	Magistrate Judge J. Richard Creatura. The authority for the referral is 28 U.S.C. § 636(b)(1)(A)		
17	and (B), and local Magistrate Judge Rules MJR3 and MJR4. Petitioner seeks relief from a state		
18	conviction, thus, the petition is filed pursuant to 28 U.S.C. § 2254.		
19	Petitioner has named only the State of Washington as respondent. Petitioner needs to		
20	name a natural person not a governmental entity. The proper respondent is the person having		
21	custody of petitioner. See 28 U.S.C. § 2242. This person is usually the superintendent of the		
22	facility in which petitioner is incarcerated. Petitioner's failure to name the correct party deprives		
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1	this Court of personal jurisdiction. See Stanley v. California Supreme Court, 21 F.3d 359, 360	
2	(9th Cir. 1994).	
3	Petitioner is ordered to file either an amended petition or a motion asking the Court to	
4	change the case caption and name a proper respondent. Petitioner's pleading must be filed on or	
5	before May, 23, 2014 or the Court will recommend dismissal of this petition for failure to	
6	prosecute and failure to comply with a Court order.	
7	Dated this 14 th day of April, 2014.	
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9	J. Richard Creatura United States Magistrate Judge	
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