

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA**

Kevin Duane Hickman v. J. Robertson

No. 2:25-cv-1964 CKD P (E.D. Cal. July 17, 2025) · No. No. 2:25-cv-1964 CKD P · Decided July 17, 2025

SUMMARY

The United States District Court for the Eastern District of California ordered the transfer of a pro se state prisoner's 42 U.S.C. § 1983 action to the United States District Court for the District of Columbia. The court relied on the federal venue statute and 28 U.S.C. § 1406(a), concluding that the Eastern District of California did not appear to have jurisdiction over the claims.

OPINION

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF
CALIFORNIA 10 11 KEVIN DUANE HICKMAN, No. 2:25-cv-1964 CKD P 12 Plaintiff, 13 v.
ORDER 14 J. ROBERTSON, et al., 15 Defendants. 16 17 Plaintiff, a state prisoner proceeding pro
se, has filed a civil rights action pursuant to 42 18 U.S.C. § 1983.

The federal venue statute provides that a civil action “may be brought in (1) a 19 judicial district in which any defendant resides, if all defendants are residents of the State in 20 which the district is located, (2) a judicial district in which a substantial part of the events or 21 omissions giving rise to the claim occurred, or a substantial part of property that is the subject of 22 the action is situated, or (3) if there is no district in which an action may otherwise be brought as 23 provided in this action, any judicial district in which any defendant is subject to the court's 24 personal jurisdiction with respect to such action.” 28 U.S.C. § 1391(b).

25 It does not appear the court has jurisdiction over any claim asserted in the complaint. One 26 of the defendants appears to reside in the District of Columbia. In the interest of justice, a federal 27 court may transfer a complaint filed in the wrong district to a correct district. See 28 U.S.C. § 28 1406(a); Starnes v. McGuire, 512 F.2d 918, 932 (D.C. Cir.

1974).] Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United 2 ||
States District Court for District of Columbia. 3 | Dated: July 17, 2025 Card ft 4 by ae 4
CAROLYN K.DELANEY 5 UNITED STATES MAGISTRATE JUDGE 6 7 8] 1 9 hick1964.21
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