

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Baggett v. Atascadero State Hospital

Baggett · No. 2:24-cv-02206-EFB (PC) · Decided May 7, 2025

OPINION

(PC) Baggett v. Atascadero State Hospital

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 ALBERT ANTHONY BAGGETT, No. 2:24-cv-02206-EFB (PC)

12 Plaintiff, 13 v. ORDER

14 ATASCADERO STATE HOSPITAL,

15 Defendants. 16

17 Plaintiff, incarcerated at Atascadero State Hospital at the time of filing of the complaint, 18
proceeds without counsel. Plaintiff has filed an application to proceed in forma pauperis pursuant
19 to 28 U.S.C. § 1915. 20 The federal venue statute provides that a civil action “may be brought
in (1) a judicial 21 district in which any defendant resides, if all defendants are residents of the
State in which the 22 district is located, (2) a judicial district in which a substantial part of the
events or omissions 23 giving rise to the claim occurred, or a substantial part of property that is
the subject of the action 24 is situated, or (3) if there is no district in which an action may
otherwise be brought as provided in 25 this action, any judicial district in which any defendant is
subject to the court’s personal 26 jurisdiction with respect to such action.” 28 U.S.C. § 1391(b). 27
In this case, the claim arose in San Luis Obispo County, which is in the Central District of 28
California. Therefore, plaintiff’s claim should have been filed in the United States District Court 1
| for the Central District of California. In the interest of justice, a federal court may transfer a 2 ||
complaint filed in the wrong district to the correct district. See 28 U.S.C. § 1406(a); Starnes v. 3 ||
McGuire, 512 F.2d 918, 932 (D.C. Cir. 1974). 4 Accordingly, IT IS HEREBY ORDERED that this
matter is transferred to the United 5 || States District Court for the Central District of California. 6
7 | Dated: May 7, 2025 i Braden ‘ SEZ, □□□

8 UNITED STATES MAGISTRATE JUDGE

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