

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Barnes v. Napa State Hospital

Barnes · No. 2:25-cv-1192-JDP (P) · Decided April 28, 2025

OPINION

(PC) Barnes v. Napa State Hospital

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 11 ANTOINE BARNES, Case No. 2:25-cv-1192-JDP (P) 12 Plaintiff, 13 v. ORDER

14 NAPA STATE HOSPITAL,

15 Defendant. 16

17 Plaintiff, a civil detainee proceeding pro se, has filed a civil rights action pursuant to 18 42
U.S.C. § 1983. Plaintiff has neither filed an application to proceed in forma pauperis pursuant 19
to 28 U.S.C. § 1915 nor paid the filing fee for this action. 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 defendant is located, and the claim arose in
Napa County, which is in the 28 Northern District of California. Therefore, plaintiff’s claim
should have been filed in the United 1 | States District Court for the Northern District of
California. In the interest of justice, a federal 2 | court may transfer a complaint filed in the wrong
district to the correct district. See 28 U.S.C. 3 | § 1406(a); Starnes v. 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 Northern District of California. 6 7 IT IS SO ORDERED.

Dated: _ April 28, 2025 q_____

9 JEREMY D. PETERSON

10 UNITED STATES MAGISTRATE JUDGE

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