

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID HAMPTON TEDDER,

Defendant.

ORDER NO. 2

02-CR-0105-C

Michael Haden has filed a request for a transfer of a hearing relating to a writ of execution proceeding involving property at 222 Fairway Place, Costa Mesa, to the United States District Court for the Central District of California. The request will be denied.

Although Haden grounds his request on 28 U.S.C. § 3004(2), he is not a debtor under that statute and thus is not entitled to request a transfer of a hearing. (Section 3004(2) allows a debtor to ask for a transfer of an action or proceeding in which a writ was issued to be transferred to the district court for the district in which the debtor resides.) He asks alternatively for a hearing in this court in the event his request for a transfer is denied. He has not shown any entitlement to a hearing in either court. At best, Haden may be an interested person. If so, he may follow the procedures by which interested persons may

protect their interests in property subject to a writ of execution.

Entered this 26th day of February, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge