

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

SEAN KENDRICK,

Petitioner,

v.

MEMORANDUM and ORDER

JODINE DEPPISCH,

05-C-292-S

Respondent.

Petitioner has filed a petition for a writ of habeas corpus under 28 U.S.C. § 2254. A response and a reply have been filed. Further review of this petition indicates this Court lacks jurisdiction to address it.

Petitioner is confined at the Fox Lake Correctional Institution, Fox Lake, Wisconsin. He alleges he was convicted of state criminal charges in Milwaukee County Wisconsin Circuit Court.

A petition for a writ of habeas corpus under 28 U.S.C. § 2254 must be brought either in the United States District Court in the district where petitioner is confined or where he is convicted. Petitioner is confined in the Eastern District of Wisconsin and was convicted in that district. This Court has no jurisdiction to address petitioner's petition. 28 U.S.C. § 2241 (d). Accordingly, petitioner's petition for a writ of habeas corpus will be dismissed without prejudice.

Kendrick v. Deppisch, 05-C-292-S

ORDER

IT IS ORDERED that petitioner's petition for a writ of habeas corpus is DISMISSED without prejudice.

Entered this 1st day of July, 2005.

BY THE COURT:

/s/

JOHN C. SHABAZ
District Judge