

MANDATE

08-11394  
USDCI, MABO  
Woodloch, D.

# United States Court of Appeals For the First Circuit

No. 09-1071

---

BENJAMIN LIGERI

Plaintiff - Appellant

v.

YOUTUBE, LLC, ET AL.

Defendants - Appellees

---

Before

Torruella, Lipez and Howard,  
Circuit Judges.

---

JUDGMENT

Entered: August 17, 2009

Plaintiff appeals from the dismissal of his case under Fed. R. Civ. P. 12(b)(6) because it was brought in the wrong forum based on a forum selection clause in the parties' agreement. Applying de novo review, we affirm, essentially for the reasons stated by the district court at the hearing on December 30, 2008.

The judgment of the district court is affirmed. See 1st Cir. R. 27.0(c).

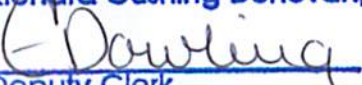
By the Court:

/s/ Richard Cushing Donovan, Clerk

cc: Michael A. Berta  
Jill Brenner Meixel  
James B. Conroy  
Peter E. Gelhaar  
Anne Marie Niepon  
Benjamin Ligeri

Certified and Issued as Mandate  
under Fed. R. App. P. 41.

Richard Cushing Donovan, Clerk

  
Deputy Clerk

Date: 09/09/2009