NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

SCOTT E. WEBSTER,

Plaintiff-Appellant,

and

JEAN ALLEN WEBSTER,

Plaintiff-Appellant,

 \mathbf{v}

WELLS FARGO BANK, N.A.

(SUCCESSOR BY MERGER TO WELLS FARGO HOME MORTGAGE, INC. AND DOING BUSINESS AS WELLS FARGO HOME MORTGAGE), RICHARD M. KOVACEVICH, SEAN NIX, MARCIA FRANCIS, AFFORDABLE FINANCIAL SERVICES, JOHN BALDWIN, RIVER CITY ABSTRACT, JOHN DOE, AND JANE DOE, Defendants-Appellees.

and

DOMINICK PENZETTA,

Defendant-Appellee,

and

STEVEN J. BAUM, P.C. AND DARLEEN V. KARASZEWSKI,

Defendants-Appellees.

2010-1181

Appeal from the United States District Court for the Southern District of New York in case no. 08-CV-10145, Judge Loretta A. Preska.

ON MOTION

ORDER

The court having received no objection in response to its order of May 3, 2010,

IT IS ORDERED THAT:

The case is transferred to the United States Court of Appeals for the Second Circuit pursuant to 28 U.S.C. § 1631.

FOR THE COURT

NOV 3 0 2010

Date

/s/ Jan Horbaly Jan Horbaly Clerk

cc: Scott E. Webster
Jean Allen Webster
Steven Lloyd Young, Esq.
Jonathan R. Harwood, Esq.

LS. COURT OF APPEALS FOR THE FEDERAL CIRCUIT

NOV 3 0 2010

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JAN HORBALY CLERK