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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA
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10 CONNIE ARNOLD,

NO. 2:09-cv-01962-MCE-EFB

11 Plaintiff,

12 v.

ORDER

13 MARRIOTT INTERNATIONAL, INC.
14 dba FAIRFIELD INN MARRIOTT-
15 VISALIA; W2005/FARGO HOTELS
(POOL C) REALTY L.P., and
DOES 1 through 35, inclusive,

16 Defendants.
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19 The Complaint in this matter is brought on behalf of
20 Plaintiff Connie Arnold, a physically disabled person who
21 requires use of a wheelchair for mobility. Plaintiff alleges
22 that a hotel facility owned or operated by Defendants in Tulare
23 County, California, failed to provide access consistent with the
24 Americans with Disabilities Act Accessibility Guidelines
25 ("ADAAG"), as well as various provisions of state law. Plaintiff
26 premises venue on the fact that Plaintiff's resulting
27 accessibility difficulties arise from real property and related
28 facilities located in the County of Tulare. (Compl., ¶ 3).

1 Tulare County is part of the Fresno Division of the United
2 States Court for the Eastern District of California. See Local
3 Rule 3-120(b). This action was originally brought by Plaintiff
4 in Tulare County. On July 16, 2009, Defendants removed the
5 matter to the Sacramento Division of this court.

6 Pursuant to Local Rule 3-120(f), any civil action which has
7 not been commenced in the proper court may, on the court's own
8 motion, be transferred to the proper court. The instant case was
9 improperly removed to Sacramento, rather than Fresno. Therefore
10 this action will be transferred to the Fresno Division of the
11 court.

12 IT IS SO ORDERED.

13 Dated: September 15, 2009

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16 MORRISON C. ENGLAND, JR.
17 UNITED STATES DISTRICT JUDGE
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