

(SSx), CLOSED, DISCOVERY, TRANSFERRED

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA (Western
Division – Los Angeles)
CIVIL DOCKET FOR CASE #: 2:10-cv-01340-VBF-SS**

Cats and Dogs Animal Hospital, Inc. v. Yelp! Inc.
Assigned to: Judge Valerie Baker Fairbank
Referred to: Magistrate Judge Suzanne H. Segal
Related Case: 2:10-cv-01578-VBF-SS
Cause: 28:1331 Fed. Question

Date Filed: 02/23/2010
Date Terminated: 05/03/2010
Jury Demand: Both
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: Federal Question

Plaintiff

Cats and Dogs Animal Hospital, Inc.
*on behalf of itself and all others similarly
situated*

represented by **Elizabeth Lee Beck**
Beck & Lee Business Trial Lawyers
Courthouse Plaza Building
28 West Flagler Street Suite 555
Miami, FL 33130
305-789-0072
Fax: 786-664-3334
Email: elizabeth@beckandlee.com
ATTORNEY TO BE NOTICED

Gregory S Weston
Weston Firm
888 Turquoise Street
San Diego, CA 92109
858-488-1672
Fax: 480-247-4553
Email: greg@westonfirm.com
ATTORNEY TO BE NOTICED

Jared H. Beck
Beck & Lee Business Trial Lawyers
28 West Flagler Street Suite 555
Miami, FL 33130
305-789-0072
Fax: 786-664-3334
Email: jared@beckandlee.com
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald , IV
The Weston Firm
888 Turquoise Street
San Diego, CA 92109
858-488-1672
Fax: 858-247-4553
Email: jack@westonfirm.com
ATTORNEY TO BE NOTICED

Plaintiff

represented by

Astro Appliance Service
*on behalf of themselves and all others similarly
situated*

Elizabeth Lee Beck
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
The Weston Firm
888 Turquoise Street
San Diego, CA 92109
858-488-1672
Fax: 858-247-4553
Email: jack@westonfirm.com
ATTORNEY TO BE NOTICED

Plaintiff

Celibre, Inc
*on behalf of themselves and all others similarly
situated*

represented by **Elizabeth Lee Beck**
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Zodiac Restaurant Group, Inc.
*on behalf of themselves and all others similarly
situated*

represented by **Elizabeth Lee Beck**
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
(See above for address)

ATTORNEY TO BE NOTICED

Plaintiff

Wag My Tail, Inc.

on behalf of themselves and all others similarly situated

represented by **Elizabeth Lee Beck**
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

J.L. Ferri Entertainment, Inc.

on behalf of themselves and all others similarly situated

represented by **Elizabeth Lee Beck**
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Bleeding Heart, LLC

on behalf of themselves and all others similarly situated

represented by **Elizabeth Lee Beck**
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

San Francisco Bay Boat Cruises, LLC
*on behalf of themselves and all others similarly
situated*

represented by **Elizabeth Lee Beck**
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

California Furnishings, Inc.
*on behalf of themselves and all others similarly
situated*

represented by **Elizabeth Lee Beck**
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Le Petite Retreat Day Spa, LLC
*on behalf of themselves and all others similarly
situated*

represented by **Elizabeth Lee Beck**
(See above for address)
ATTORNEY TO BE NOTICED

Gregory S Weston
(See above for address)
ATTORNEY TO BE NOTICED

Jared H. Beck
(See above for address)
ATTORNEY TO BE NOTICED

John Joseph Fitzgerald
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Yelp! Inc.

represented by **Benjamin H Kleine**
Cooley Godward Kronish LLP
1001 California Street Fifth Floor
San Francisco, CA 94111-5800
415-693-2000
Fax: 415-693-2222
Email: bkleine@cooley.com
ATTORNEY TO BE NOTICED

Matthew Dean Brown
Cooley Godward Kronish LLP
101 California Street 5th Floor
San Francisco, CA 94111-5800
415-693-2000
Fax: 415-693-2222
Email: mbrown@cooley.com
ATTORNEY TO BE NOTICED

Neha M Marathe
Cooley Godward Kronish LLP
Five Palo Alto Square 3000 El Camino Real
Palo Alto, CA 94306
650-843-5000
Fax: 650-849-7400
Email: nmarathe@cooley.com
ATTORNEY TO BE NOTICED

Sarah Ruth Boot
Cooley Godward Kronish
4401 Eastgate Mall
San Diego, CA 92121-1909
858-550-6081
Email: sboot@cooley.com
ATTORNEY TO BE NOTICED

Michael G Rhodes
Cooley Godward Kronish LLP
4401 Eastgate Mall
San Diego, CA 92121
858-550-6000
Fax: 858-550-6420
Email: mrhodes@cooley.com
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/23/2010	<u>1</u>	CLASS ACTION COMPLAINT against Defendant Yelp! Inc. Case assigned to Judge Valerie Baker Fairbank for all further proceedings. Discovery referred to Magistrate Judge Suzanne H. Segal. (Filing fee \$ 350 PAID.) Jury Demanded., filed by Plaintiff Cats and Dogs Animal Hospital, Inc. (et) Modified on 3/1/2010 (et). (ds). (Entered: 03/01/2010)

02/23/2010	<u>1</u>	21 DAY Summons Issued re Complaint – (Discovery) <u>1</u> as to Defendant Yelp! Inc. (et) (Entered: 03/01/2010)
02/23/2010	<u>2</u>	CERTIFICATION AND NOTICE of Interested Parties filed by Plaintiff Cats and Dogs Animal Hospital, Inc. (et) (ds). (Entered: 03/01/2010)
02/26/2010	<u>3</u>	STANDING ORDER by Judge Valerie Baker Fairbank: READ THIS ORDER CAREFULLY. IT CONTROLS THIS CASE AND ADDS TO THE LOCAL RULES. COUNSEL FOR PLAINTIFF SHALL IMMEDIATELY SERVE THIS ORDER ON ALL PARTIES, INCLUDING ANY NEW PARTIES TO THE ACTION. IF THIS CASE WAS REMOVED FROM STATE COURT, THE DEFENDANT WHO REMOVED THE CASE SHALL SERVE THIS ORDER ON ALL OTHER PARTIES; Memoranda of points and authorities in support of or in opposition to motions shall not exceed 25 pages. Replies shall not exceed 12 pages. Conformed courtesy copies of all papers filed with the Court, including those filed electronically, shall be delivered on the next day of filing, by 12 noon, to the drop box outside the Chambers of Judge Valerie Baker Fairbank. The Judge's Chambers are located at the end of the hallway, past the courtroom. (see document for further details.) (jp) (Entered: 03/01/2010)
03/02/2010	<u>4</u>	PROOF OF SERVICE Executed by Plaintiff Cats and Dogs Animal Hospital, Inc., upon Defendant Yelp! Inc. served on 2/25/2010, answer due 3/18/2010. Service of the Summons and Complaint were executed upon Tracy Ng, authorized employee of Yelp!, Inc. in compliance with Federal Rules of Civil Procedure by service on a domestic corporation, unincorporated association, or public entity. Original Summons NOT returned. (Weston, Gregory) (Entered: 03/02/2010)
03/02/2010	<u>5</u>	OF SERVICE filed by plaintiff Cats and Dogs Animal Hospital, Inc., <i>Judge's Standing Order</i> served on 3/01/2010. (Weston, Gregory) (Entered: 03/02/2010)
03/03/2010	<u>6</u>	MINUTES IN CHAMBERS by Judge Valerie Baker Fairbank: COURT ORDER. Counsel are hereby notified that a Scheduling Conference has been set for Scheduling Conference set for 4/26/2010 at 8:30 AM. Lead Trial Counsel shall attend all proceedings before this Court, including the Scheduling Conference. Counsel are directed to comply with Rule 26(f) of the Federal Rules of Civil Procedure and Local Rule 26–1 in a timely fashion and to file a Joint Rule 26(f) Report and a Notice of Settlement Procedure Selection Form ADR–1, on or before 4/12/2010. The title page of the report must state the date and time of the Scheduling Conference. The Court requests that a mandatory chambers copy of the report be delivered to chambers by 12:00 p.m., the following day. If counsel fail to file the required Joint Rule 26(f) Report and a Notice of Settlement Procedure Selection form or fail to appear at the Scheduling Conference and such failure is not otherwise satisfactorily explained to the Court, the Court may take such action as it deems appropriate, such as monetary sanctions, or ultimately, dismissal or default. (jp) (Entered: 03/03/2010)
03/11/2010	<u>7</u>	NOTICE of Related Case(s) filed by Defendant Yelp! Inc.. Related Case(s): 2:10–CV–01578 R–E (Rhodes, Michael) (Entered: 03/11/2010)
03/12/2010	<u>8</u>	FIRST STIPULATION Extending Time to Answer the complaint as to Yelp! Inc. answer now due 4/1/2010, filed by Defendant Yelp! Inc..(Rhodes, Michael) (Entered: 03/12/2010)
03/16/2010	<u>9</u>	OF SERVICE filed by plaintiff Cats and Dogs Animal Hospital, Inc., <i>of 1) First Amended Complaint and 2) Certification and Notice of Interested Parties</i> served on 03/16/2010. (Weston, Gregory) (Entered: 03/16/2010)
03/16/2010	<u>10</u>	FIRST AMENDED COMPLAINT against Defendant Yelp! Inc. amending Complaint <u>1</u> ; filed by Plaintiffs Cats and Dogs Animal Hospital, Inc., Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc. Jury Demand. (mg) (jp). (Entered: 03/17/2010)

03/16/2010	<u>11</u>	CERTIFICATION AND NOTICE of Interested Parties filed by plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc. (se) (Entered: 03/17/2010)
03/17/2010	<u>12</u>	(See Notice of Clerical Error Below) NOTICE OF FILING FEE DUE on Pro Hac Vice Application mailed to attorney Jared H. Beck for Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc. (Attachments: # <u>1</u> G-64) (mg) Modified on 3/23/2010 (mg). (Entered: 03/17/2010)
03/17/2010	<u>13</u>	(See Notice of Clerical Error Below) NOTICE OF FILING FEE DUE on Pro Hac Vice Application mailed to attorney Elizabeth Lee Beck for Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc. (Attachments: # <u>1</u> G-64) (mg) Modified on 3/23/2010 (mg). (Entered: 03/17/2010)
03/23/2010	<u>14</u>	NOTICE OF CLERICAL ERROR: Due to clerical error, the Notices of Filing Fee Due (PHV) <u>12</u> , <u>13</u> were docketed in error as to Attorneys Elizabeth Lee Beck and Jared H. Beck. Both are licensed in the state of California. (mg) (Entered: 03/23/2010)
03/24/2010	<u>15</u>	EX PARTE APPLICATION to Consolidate Cases, as to 10-01578, filed by defendant Yelp! Inc.. (Attachments: # <u>1</u> Exhibit Exhibit 1 to Ex Parte Application, # <u>2</u> Declaration Declaration of M. Brown, # <u>3</u> Exhibit Exhibits A-H to the Declaration of M. Brown, # <u>4</u> Proposed Order Proposed Order, # <u>5</u> Disclosure Statement as to Interested Parties)(Brown, Matthew) (Entered: 03/24/2010)
03/24/2010	<u>16</u>	EX PARTE APPLICATION to Reassign Case No. 2:10-cv-01578 to the Hon. Valerie Baker Fairbank, EX PARTE APPLICATION to Consolidate Cases, as to No. 2:10-cv-01578,, EX PARTE APPLICATION for Appointment of Counsel <i>for the Classes</i> filed by plaintiff Cats and Dogs Animal Hospital, Inc.. (Attachments: # <u>1</u> Proposed Order on Plaintiffs' ex parte motion, # <u>2</u> Declaration of Gregory S. Weston, # <u>3</u> Exhibit A-E to Declaration of Gregory S. Weston, # <u>4</u> Declaration of Jack Fitzgerald, # <u>5</u> Declaration of Jared H. Beck, # <u>6</u> Declaration of Elizabeth Lee Beck)(Weston, Gregory) (Entered: 03/24/2010)
03/24/2010	<u>17</u>	OF SERVICE filed by plaintiff Cats and Dogs Animal Hospital, Inc., re EX PARTE APPLICATION to Reassign Case No. 2:10-cv-01578 to the Hon. Valerie Baker Fairbank EX PARTE APPLICATION to Consolidate Cases, as to No. 2:10-cv-01578, EX PARTE APPLICATION for Appointment of Counsel <i>for the Classes</i> <u>16</u> served on 03/24/2010. (Weston, Gregory) (Entered: 03/24/2010)
03/25/2010	<u>18</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Proof of Service (subsequent documents), Proof of Service (subsequent documents) <u>17</u> . The following error(s) was found: Case number is incorrect or missing.Title page is missing. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (kbr) (Entered: 03/25/2010)
03/25/2010	<u>19</u>	PROOF OF SERVICE filed by defendant Yelp! Inc., re EX PARTE APPLICATION to Consolidate Cases, as to 10-01578, <u>15</u> served on 3/24/2010. (Brown, Matthew) (Entered: 03/25/2010)
03/25/2010	<u>20</u>	OPPOSITION to EX PARTE APPLICATION to Consolidate Cases, as to 10-01578, <u>15</u> filed by Plaintiff Cats and Dogs Animal Hospital, Inc.. (Weston, Gregory) (Entered: 03/25/2010)
03/25/2010	<u>21</u>	

		MINUTES (IN CHAMBERS): ORDER by Judge Valerie Baker Fairbank: DEFENDANT'S EX PARTE APPLICATION TO CONSOLIDATE RELATED CASES FOR ALL PURPOSES AND TO SET DATES FOR CONSOLIDATED AMENDED COMPLAINT, RESPONSIVE PLEADING, AND JOINT SCHEDULING CONFERENCE <u>15</u> and denying PLAINTIFFS' EX PARTE MOTION FOR REASSIGNMENT, CONSOLIDATION, DESIGNATION OF LEAD CASE, AND APPOINTMENT OF INTERIM CLASS COUNSEL <u>16</u> . (kbr) (Entered: 03/25/2010)
04/01/2010	<u>22</u>	NOTICE OF MOTION AND MOTION to Dismiss Case filed by Defendat Yelp! Inc.. Motion set for hearing on 5/3/2010 at 01:30 PM before Judge Valerie Baker Fairbank. (Brown, Matthew) Modified on 4/12/2010 (kbr). (Entered: 04/01/2010)
04/01/2010	<u>23</u>	NOTICE OF MOTION AND MOTION to Dismiss Case filed by Defendant Yelp! Inc.. Motion set for hearing on 5/3/2010 at 01:30 PM before Judge Valerie Baker Fairbank. (Attachments: # <u>1</u> Memorandum Defendant's Memorandum of Law ISO Motion to Dismiss Plaintiffs' First Amended Complaint, # <u>2</u> Proposed Order [Proposed] Order)(Brown, Matthew) (Entered: 04/01/2010)
04/07/2010	<u>24</u>	NOTICE Defendant Yelp! Inc.'s Notice of Pendency of Other Actions or Proceedings (Civ.L.R. 83-1.4) filed by Defendant Yelp! Inc.. (Attachments: # <u>1</u> Exhibit A)(Brown, Matthew) (Entered: 04/07/2010)
04/09/2010	<u>25</u>	NOTICE OF MOTION AND MOTION to Transfer Case to Northern District of California, San Francisco Division filed by Defendant Yelp! Inc.. Motion set for hearing on 5/10/2010 at 01:30 PM before Judge Valerie Baker Fairbank. (Attachments: # <u>1</u> Memorandum Memorandum of Points & Authorities, # <u>2</u> Declaration Declaration of Bryan Byrne, # <u>3</u> Exhibit Exh A to Byrne Declaration, # <u>4</u> Exhibit Exh B to Byrne Declaration, # <u>5</u> Exhibit Exh C to Byrne Declaration, # <u>6</u> Exhibit Exh D to Byrne Declaration, # <u>7</u> Exhibit Exh E to Byrne Declaration, # <u>8</u> Exhibit Exh F to Byrne Declaration, # <u>9</u> Declaration Declaration of Matthew D. Brown, # <u>10</u> Exhibit Exh A to Brown Declaration, # <u>11</u> Proposed Order Proposed Order)(Brown, Matthew) (Entered: 04/09/2010)
04/12/2010	<u>26</u>	NOTICE OF MOTION AND MOTION to Consolidate Cases, as to 10cv01578, filed by defendant Yelp! Inc.. Motion set for hearing on 5/10/2010 at 01:30 PM before Judge Valerie Baker Fairbank. (Attachments: # <u>1</u> Declaration Brown Decl, # <u>2</u> Exhibit Exhs A-H to Brown Decl, # <u>3</u> Proposed Order Proposed Order, # <u>4</u> Cert of Service)(Brown, Matthew) (Entered: 04/12/2010)
04/12/2010	<u>27</u>	OPPOSITION to MOTION to Dismiss Case <u>23</u> filed by Plaintiff Cats and Dogs Animal Hospital, Inc.. (Weston, Gregory) (Entered: 04/12/2010)
04/12/2010	<u>28</u>	JOINT REPORT Rule 26(f) Discovery Plan (<i>Joint Rule 26(f) Conference Report</i>) ; estimated length of trial 10 – 14 days, filed by Defendant Yelp! Inc... (Brown, Matthew) (Entered: 04/12/2010)
04/13/2010	<u>29</u>	NOTICE AND REQUEST of Settlement Procedure Selection (Sp3); parties request to appear before a retired judicial officer or other dispute resolution body for mediation type settlement proceedings. Filed by Plaintiff Cats and Dogs Animal Hospital, Inc. (Attachments: # <u>1</u> Proposed Order on Settlement Procedure Selection)(Weston, Gregory) (Entered: 04/13/2010)
04/19/2010	<u>30</u>	NOTICE OF NON-OPPOSITION to MOTION to Consolidate Cases, as to 10cv01578, <u>26</u> filed by Plaintiff Cats and Dogs Animal Hospital, Inc.. (Attachments: # <u>1</u> Proposed Order on Consolidation)(Weston, Gregory) (Entered: 04/19/2010)
04/19/2010	<u>31</u>	OPPOSITION to MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment,

		Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc.. (Beck, Jared) (Entered: 04/19/2010)
04/19/2010	<u>32</u>	DECLARATION of Elizabeth Lee Beck IN SUPPORT OF PLAINTIFFS OPPOSITION TO DEFENDANT YELP! INC.S MOTION TO TRANSFER VENUE (28 U.S.C. § 1404(a)) MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc.. (Attachments: # <u>1</u> Exhibit Exhibit A to Beck Decl., # <u>2</u> Exhibit Exhibit B to Beck Decl.)(Beck, Jared) (Entered: 04/19/2010)
04/19/2010	<u>33</u>	DECLARATION of Jacob Aaron Blecher IN SUPPORT OF PLAINTIFFS OPPOSITION TO DEFENDANT YELP! INC.S MOTION TO TRANSFER VENUE (28 U.S.C. § 1404(a)) MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc.. (Beck, Jared) (Entered: 04/19/2010)
04/19/2010	<u>34</u>	DECLARATION of Mary Seaton IN SUPPORT OF PLAINTIFFS OPPOSITION TO DEFENDANT YELP! INC.S MOTION TO TRANSFER VENUE (28 U.S.C. § 1404(a)) MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc.. (Beck, Jared) (Entered: 04/19/2010)
04/19/2010	<u>35</u>	DECLARATION of Yvonne Tannous IN SUPPORT OF PLAINTIFFS OPPOSITION TO DEFENDANT YELP! INC.S MOTION TO TRANSFER VENUE (28 U.S.C. § 1404(a)) MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc.. (Beck, Jared) (Entered: 04/19/2010)
04/19/2010	<u>36</u>	DECLARATION of Kevin DiCerbo IN SUPPORT OF PLAINTIFFS OPPOSITION TO DEFENDANT YELP! INC.S MOTION TO TRANSFER VENUE (28 U.S.C. § 1404(a)) MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc., Defendant Yelp! Inc.. (Beck, Jared) (Entered: 04/19/2010)
04/19/2010	<u>37</u>	DECLARATION of John Lewis IN SUPPORT OF PLAINTIFFS OPPOSITION TO DEFENDANT YELP! INC.S MOTION TO TRANSFER VENUE (28 U.S.C. § 1404(a)) MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc.. (Beck, Jared) (Entered: 04/19/2010)
04/19/2010	<u>38</u>	DECLARATION of Gregory Perrault IN SUPPORT OF PLAINTIFFS OPPOSITION TO DEFENDANT YELP! INC.S MOTION TO TRANSFER VENUE (28 U.S.C. § 1404(a)) MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and

		Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc.. (Beck, Jared) (Entered: 04/19/2010)
04/19/2010	i 39	CERTIFICATE OF SERVICE filed by Plaintiffs Astro Appliance Service, Bleeding Heart, LLC, California Furnishings, Inc., Cats and Dogs Animal Hospital, Inc., Celibre, Inc, J.L. Ferri Entertainment, Inc., Le Petite Retreat Day Spa, LLC, San Francisco Bay Boat Cruises, LLC, Wag My Tail, Inc., Zodiac Restaurant Group, Inc., re Declaration (Motion related), Declaration (Motion related), Declaration (Motion related) 35 , Declaration (Motion related), Declaration (Motion related), Declaration (Motion related) 34 , Declaration (Motion related), Declaration (Motion related), Declaration (Motion related) 36 , Declaration (Motion related), Declaration (Motion related), Declaration (Motion related) 32 , Declaration (Motion related), Declaration (Motion related) 38 , Response in Opposition to Motion, 31 , Declaration (Motion related), Declaration (Motion related), Declaration (Motion related) 37 , Declaration (Motion related), Declaration (Motion related), Declaration (Motion related) 33 served on 4/19/2010. (Beck, Jared) (Entered: 04/19/2010)
04/19/2010	i 40	REPLY In Support of MOTION to Dismiss Case 23 Defendant Yelp! Inc.'s Reply in Support of Motion to Dismiss Plaintiff's First Amended Complaint filed by Defendant Yelp! Inc.. (Brown, Matthew) (Entered: 04/19/2010)
04/21/2010	i 41	EX PARTE APPLICATION for Leave to file Surreply <i>and Notice of of Supplemental Authority</i> filed by plaintiff Cats and Dogs Animal Hospital, Inc.. (Attachments: # 1 Declaration of Gregory S. Weston in Support of Plaintiffs' Ex Parte Application for Leave to File a Surreply, # 2 Exhibit A to Declaration of Gregory S. Weston ISO Plaintiffs' Ex Parte Application for Leave to File a Surreply)(Weston, Gregory) (Entered: 04/21/2010)
04/21/2010	i 42	CERTIFICATE OF SERVICE filed by plaintiff Cats and Dogs Animal Hospital, Inc., re EX PARTE APPLICATION for Leave to file Surreply <i>and Notice of of Supplemental Authority</i> 41 served on April 21, 2010. (Weston, Gregory) (Entered: 04/21/2010)
04/21/2010	i 43	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: EX PARTE APPLICATION for Leave to file Surreply <i>and Notice of of Supplemental Authority</i> 41 . The following error(s) was found: Proposed Document was not submitted as a separate attachment. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (kbr) (Entered: 04/21/2010)
04/21/2010	i 44	NOTICE of Appearance filed by attorney Sarah Ruth Boot on behalf of Defendant Yelp! Inc. (Boot, Sarah) (Entered: 04/21/2010)
04/21/2010	i 45	NOTICE of Appearance filed by attorney Benjamin H Kleine on behalf of Defendant Yelp! Inc. (Kleine, Benjamin) (Entered: 04/21/2010)
04/21/2010	i 46	NOTICE of Appearance filed by attorney Neha M Marathe on behalf of Defendant Yelp! Inc. (Marathe, Neha) (Entered: 04/21/2010)
04/21/2010	i 47	NOTICE of Appearance filed by attorney Michael G Rhodes on behalf of Defendant Yelp! Inc. (Rhodes, Michael) (Entered: 04/21/2010)
04/21/2010	i 48	NOTICE of Appearance filed by attorney Matthew Dean Brown on behalf of Defendant Yelp! Inc. (Brown, Matthew) (Entered: 04/21/2010)
04/21/2010	i 49	Demand for Jury Trial filed by Defendant Yelp! Inc. (Brown, Matthew) (Entered: 04/21/2010)
04/22/2010	i 50	ORDER by Judge Valerie Baker Fairbank granting Ex Parte Application for Leave to File Brief

		Surreply and Notice of Supplemental Authority in Opposition to defendant Yelp! Inc's Motion to Dismiss Plaintiffs' First Amended Complaint <u>41</u> . Plaintiffs are directed to file their proposed Surreply & Notice of Supplemental Authority in Opposition to Yelp's Motion to Dismiss within three (3) days. (jp) (Entered: 04/22/2010)
04/22/2010	<u>51</u>	REPLY Surreply in Opposition MOTION to Dismiss Case <u>23</u> filed by Plaintiff Cats and Dogs Animal Hospital, Inc.. (Weston, Gregory) (Entered: 04/22/2010)
04/23/2010	<u>52</u>	MINUTES IN CHAMBERS by Judge Valerie Baker Fairbank: For better calendar management, the Court continues the Scheduling Conference from 4/26/2010 to 5/10/2010 at 1:30 PM. The Court also continues the Defendant's Motion to Dismiss <u>23</u> from 5/3/2010 to 5/10/2010 at 01:30 PM. Said matters will be heard on 5/10/2010 with the Defendant's Motion to Transfer Case (dkt. #250 and Motion to consolidate Cases (dkt. #26). (jp) (Entered: 04/23/2010)
04/26/2010	<u>53</u>	REPLY in support of MOTION to Consolidate Cases, as to 10cv01578, <u>26</u> and to Set Schedule for Filing Consolidated Amended Complaint filed by Defendant Yelp! Inc.. (Brown, Matthew) (Entered: 04/26/2010)
04/26/2010	<u>54</u>	REPLY reply in support of motion MOTION to Transfer Case to Northern District of California, San Francisco Division <u>25</u> Defendant Yelp! Inc.s Reply in Support of Motion to Transfer Venue (28 U.S.C. § 1404(a)) filed by Defendant Yelp! Inc.. (Attachments: # <u>1</u> Declaration Decl of Matthew D. Brown, # <u>2</u> Declaration Decl of Matthew Tai; exh. A & exh. B, # <u>3</u> Declaration Decl of Marla Landa)(Brown, Matthew) (Entered: 04/26/2010)
04/29/2010	<u>55</u>	NOTICE of Mootness of Defendant Yelp! Inc.'s Motion to Consolidate Related Cases filed by plaintiff Cats and Dogs Animal Hospital, Inc.. (Weston, Gregory) (Entered: 04/29/2010)
05/03/2010	<u>56</u>	MINUTES (IN CHAMBERS) by Judge Valerie Baker Fairbank: COURT ORDER: (1) Motion to Transfer Venue <u>25</u> ; (2) Motion to Dismiss Plaintiffs First amended Complaint <u>23</u> . Pursuant to Rule 78 of the Federal Rules of Civil Procedure and Local Rule 7-15, the Court finds that this matter is appropriate for decision without oral argument. The hearing set for 5/10/2010 at 1:30 PM., is vacated and the matter taken off calendar. The Court finds that Defendant has met its burden of showing that the Northern District of California is clearly more convenient and GRANTS Defendant's Motion to Transfer Venue to that District. In light of this disposition, the separate Motion to Dismiss filed by Defendant Yelp!, Inc. (dkt. #23) is moot and taken off calendar. (MD JS-6. Case Terminated.) (Attachments: # <u>1</u> CV-22 Transmittal Letter - Civil Case Transfer Out) (jp) (Entered: 05/04/2010)