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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MAGDALINA G KALINCHEVA,

Plaintiff,

v.

JESSE NEUBARTH,

Defendant.

Case No. [13-cv-03212-SI](#)

**ORDER DENYING PLAINTIFF'S  
EMERGENCY MOTION TO REOPEN  
CASE**

Re: Dkt. No. 31

On July 11, 2013, plaintiff Magdalena Kalincheva filed this action in the Northern District of California against Jesse Neubarth. Dkt. No. 1. On July 30, 2013, this Court transferred the action to the Eastern District of California, because venue in the Northern District was improper. Dkt. No. 14. On February 21, 2014, the district court in the Eastern District of California dismissed the action and entered judgment against plaintiff. *Kalincheva v. Neubarth*, No. 2:13-cv-1601, Dkt. Nos. 17, 18 (E.D. Cal. Feb. 21, 2014).

Plaintiff has now filed, in the Northern District, a second emergency motion to reopen this case. Dkt. No. 31. As the Court explained in dismissing plaintiff's first emergency motion to reopen this case, this Court does lack jurisdiction over plaintiff's case, which was transferred to, litigated in and dismissed by the Eastern District. Dkt. No. 28. The Court hereby **DENIES** plaintiff's motion.

**IT IS SO ORDERED.**

Dated: March 23, 2021



SUSAN ILLSTON  
United States District Judge

United States District Court  
Northern District of California