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2 UNITED STATES DISTRICT COURT
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA
4 OAKLAND DIVISION
5

6 ZANE PUBLISHING, INC.,

7 Plaintiff,

8 vs.

9 J.C. RESEARCH, INC., et al.,

10 Defendants.

Case No: C 09-04115 SBA

**ORDER DENYING STIPULATED
REQUEST TO TRANSFER VENUE**

Dkt. 54

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12 On September 4, 2009, Plaintiff filed this action, bringing copyright infringement and
13 related claims against Defendants. On November 1, 2010, the parties file a Joint Stipulated
14 Request to Transfer Venue to the U. S. District Court for the Northern District of California,
15 San Jose Division, because Defendants “have been doing business in San Jose, California for
16 over 10 years.” Dkt. 54 at 2.

17 Civil Local Rule 3-2(h) provides that “[w]henver a Judge finds, upon the Judge’s own
18 motion or the motion of any party ... that the convenience of the parties and witnesses and the
19 interests of justice will be served by transferring the action to a different division within the
20 district, the Judge may order such transfer, subject to the provisions of the Court’s Assignment
21 Plan.” Civil L.R. 3-2(h) (emphasis added). The Court’s Assignment Plan, General Order No.
22 44, provides:

23 Notwithstanding any other provision of the assignment plan, the clerk shall
24 maintain a separate system of assignment for prisoner petitions, intellectual
25 property cases (patent, trademark and copyright), securities class actions and
26 capital habeas corpus cases. Venue for cases in these categories shall be proper
27 in any courthouse in this District. Cases in these categories shall be randomly
28 assigned to any judge of this court, and shall not be reassigned on the basis of
intra-district venue.

1 Gen. Order No. 44, ¶ 5. In view of the Court’s Assignment Plan, and the parties’ failure to
2 provide any separate authority that would support their request, the Joint Stipulated Request to
3 Transfer Venue is DENIED.

4 IT IS SO ORDERED.

5 Dated: November 4, 2010


6 SAUNDRA BROWN ARMSTRONG
7 United States District Judge
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