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United States District Court  
Northern District of California

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RAIN DESIGN, INC., et al.,  
Plaintiffs,  
v.  
SPINIDO, INC., et al.,  
Defendants.

Case No. 17-cv-03681-HSG

**ORDER ADOPTING MAGISTRATE  
JUDGE'S REPORT AND  
RECOMMENDATION REGARDING  
MOTION FOR DEFAULT JUDGMENT  
AND TRANSFERRING CASE**


Re: Dkt. Nos. 22, 27

The Court has reviewed Magistrate Judge Corley's Report and Recommendation Re Motion for Default Judgment, as well as objections to the report. The Court finds the Report correct, well-reasoned and thorough, and adopts it in every respect. Accordingly,

IT IS HEREBY ORDERED that the Plaintiffs' Motion for Default Judgment is **DENIED** due to lack of personal jurisdiction. Because a lack of personal jurisdiction is a defect capable of being cured, the Court will transfer the case, pursuant to 28 U.S.C. § 1631, instead of dismissing it outright. The Clerk is **DIRECTED** to transfer the case to the District of Colorado, and to close the file.

**IT IS SO ORDERED.**

Dated: 2/8/2019

  
HAYWOOD S. GILLIAM, JR.  
United States District Judge