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6
 7 UNITED STATES DISTRICT COURT
 FOR THE CENTRAL DISTRICT OF CALIFORNIA
 8 WESTERN DIVISION, LOS ANGELES
 9

10 DANIELLE REYAS on behalf of
 herself and all others similarly situated,
 11
 12 Plaintiff,
 13
 14 v.
 15 GOOGLE, INC.
 16 Defendant.

2:10-cv-03886-JFW-AJW

**STIPULATION TO TRANSFER
 VENUE**

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 18 **STIPULATION TO TRANSFER VENUE**

19 Pursuant to 28 U.S.C. § 1404, the Parties hereby file this Stipulation to
 20 Transfer Venue to the United States District Court for the Northern District of
 21 California, San Jose Division, and in support thereof, respectfully show:

22 This class action lawsuit was filed on May 24, 2010,¹ and involves
 23 allegations that Defendant Google, Inc.’s “Street View” program unlawfully
 24 intercepted and stored Plaintiff’s and members of the class’s private information, in
 25 violation of Federal and State law. In addition to this lawsuit, nine other lawsuits
 26 have been filed in various Federal courts regarding the alleged causes of action

27
 28 ¹ See Docket Entry 1.

1 described in Plaintiff's Original Complaint.² Two such cases are currently pending
2 before the United States District Court for the Northern District of California, San
3 Jose Division.³ The two Northern District cases have been determined to be related
4 pursuant to the local rules of that court and have each been assigned to the
5 Honorable Judge Ware for consolidated proceedings.⁴ In addition, on June 8, 2010,
6 Plaintiffs in one of the other cases filed a Motion with the Joint Panel on Multi-
7 District Litigation ("JPMDL") seeking consolidation of each of this and the nine
8 other above-described lawsuits in the United States District Court for the District of
9 Columbia⁵ Defendant Google and plaintiffs in some other cases have responded to
10 that motion seeking consolidation in United States District Court for the Northern
11 District of California.

12 By this Stipulation, the Parties agree to the Transfer of this action to the
13 United States District Court for the Northern District of California, San Jose
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16 ² See *Van Valin v. Google, Inc.*, Civil Action No. 10-0557 (D. Or.)(Mosman,
17 J.); *Berlage v. Google, Inc.*, Civil Action No. 10-2187 (N.D. Cal.)(Ware, J.);
18 *Galaxy Internet Services, Inc. v. Google, Inc.*, Civil Action No. 10-10871 (D.
19 Mass.)(Young, J.); *Colman v. Google, Inc.*, Civil Action No. 10-0877
20 (D.D.C.)(Bates, J.); *Stokes v. Google, Inc.*, Civil Action No. 10-2306 (N.D.
21 Cal.)(Ware, J.); *Keyes v. Google, Inc.*, Civil Action No. 10-0896 (D.D.C.)(Bates,
22 J.); *Redstone v. Google, Inc.*, Civil Action No. 10-0400 (S.D. Ill.)(Gilbert, J.); and
Carter v. Google, Inc., Civil Action No. 10-2649 (E.D. Pa.)(Slomsky, J.);
Mulholland v. Google, Inc., Civil Action No. 10-2787 (E.D. Pa.)(Slomsky, J.).

23 ³ *Berlage v. Google, Inc.*, Civil Action No. 10-2187 (N.D. Cal.)(Ware, J.) and
Stokes v. Google, Inc., Civil Action No. 10-2306 (N.D. Cal.)(Ware, J.).

24 ⁴ See *Berlage* and *Stokes*, *Supra* Note 3 (docket entries 28 and 19
25 respectively).

26 ⁵ See Motion of Plaintiffs Patrick Keyes, Deepa Isac, and Edward Fenn to
27 Transfer and Consolidate Related Cases in the U.S. District Court for the District of
28 Columbia (filed in each of the above-referenced cases listed in footnote 2 (attached
hereto for the Court's convenience as Exhibit 1).

1 Division. Transfer of this matter is controlled by 28 U.S.C. § 1404, which
2 provides:

3 For the convenience of parties and witnesses, in the
4 interest of justice, a district court may transfer any civil
5 action to any other district or division where it might have
6 been brought.⁶

6 In its Memorandum to the JPMDL, Defendant supports transfer of all the lawsuits
7 to the Northern District of California primarily because Defendant's principal place
8 of business and headquarters are located in Mountain View, California, which is in
9 the Northern District of California, and because Google believes that most of the
10 likely witnesses and relevant documents are located in the Northern District of
11 California.

12 Because Defendant's principal place of business is located within the
13 Northern District, this action could have been brought there initially, making
14 transfer to the Northern District appropriate under 28 U.S.C. § 1404. Furthermore,
15 based on Defendant's representations regarding the location of relevant witnesses
16 and documents, Plaintiff agrees that the convenience of the parties and witnesses to
17 this action warrants transfer and therefore supports transfer of this action to the
18 Northern District of California, San Jose Division.

19 **NOW, THEREFORE**, in consideration of the foregoing, plaintiffs and
20 Google Inc. agree and hereby stipulate to:

21 Transfer this action to the United States District Court for the Northern
22 District of California, San Jose Division and request that this action be transferred
23 accordingly;

24 All pretrial deadlines shall be stayed pending the JPML's resolution of
25 whether the Google Wi-Fi cases, and all subsequently-filed related actions, should
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28 ⁶ 28 U.S.C.A. § 1404 (West) (emphasis added).

1 be transferred to a single judicial district for coordinated or consolidated pretrial
2 proceedings;

3 In the event that the JPML denies transfer of the Google Wi-Fi cases, and all
4 subsequently-filed related actions, to a single judicial district for coordinated or
5 consolidated pretrial proceedings, Google shall have thirty days from the date of the
6 order denying transfer to plead, answer, move, or otherwise respond to plaintiffs'
7 class action complaint; and

8 In the event that the JPML orders the transfer of the Google Wi-Fi cases, and
9 all subsequently-filed related actions, to a single judicial district for coordinated or
10 consolidated pretrial proceedings, Google shall plead, answer, move, or otherwise
11 respond to plaintiffs' class action complaint within thirty days from (a) the date that
12 plaintiffs file a master consolidated complaint in the transferee district or (b) the
13 date that it is resolved by the transferee court and/or counsel for plaintiffs and
14 Google that no master consolidated complaint will be filed.

15
16 RESPECTFULLY SUBMITTED this 20th day of July, 2010.

17
18 **KAMBERLAW LLP**

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ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Avi Melech Kreitenberg, attest that I obtained the concurrence of Gigi C. Hoang, in filing this document.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct. Executed this 20th day of July, 2010, at Los Angeles, California.

/s/ Avi Melech Kreitenberg
Avi Melech Kreitenberg

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CERTIFICATE OF SERVICE

I certify that on July 20, 2010, I electronically filed the above Motion with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or by U. S. mail for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Avi Melech Kreitenberg