

United States District Court  
For the Northern District of California

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E-FILED on 6/11/09

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

JAMES O. ALBERTSON,  
Plaintiff,  
v.  
MONUMENTAL LIFE INSURANCE  
COMPANY, GLOBAL LIFE & ACCIDENT  
INSURANCE COMPANY, and DOES 1-10,  
inclusive,  
Defendants.

No. C-08-05441 RMW

ORDER DENYING WITHOUT PREJUDICE  
MOTION TO TRANSFER

[Re Docket No. 15]

Defendant Monumental Life Insurance Company has filed a Notice of Pendency of Other Action or Proceeding under Local Rule 3-13, which in part seeks an order transferring this action to the Southern District of California. Defendant Global Life & Accident Insurance Company does not oppose the request. Plaintiff opposes the request, in part on the procedural grounds for making the motion through a notice under Local Rule 3-13. Defendant's motion is denied without prejudice. Defendant may file a motion to transfer, pursuant to Local Rule 7-1 et seq. and the court's Standing Order Regarding Case Management in Civil Cases.

DATED: 6/8/09



RONALD M. WHYTE  
United States District Judge

1 **Notice of this document has been electronically sent to:**

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**Dated:**      6/11/09

TER  
**Chambers of Judge Whyte**

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