

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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George H. Kalberer,

Plaintiff,

Civ. No. 12-1098 (RHK/JSM)  
**ORDER**

v.

Teamsters Local 120,

Defendant.

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Plaintiff's Petition for Remand (Doc. No. 6) is **DENIED**. On its face, the Complaint alleges at least one federal claim: violation of the Age Discrimination in Employment Act, 29 U.S.C. § 216. (See Doc. No. 1, Ex. A ("Teamsters Union was . . . guilty of . . . [t]wo counts of [v]iolation of the Age Discrimination In Employment Act.")) Accordingly, removal of the action to this Court was proper. See 28 U.S.C. § 1441(a) ("[A]ny civil action brought in a State court of which the district courts of the United States have original jurisdiction[] may be removed . . . to the district court of the United States for the district and division embracing the place where such action is pending."); 28 U.S.C. § 1331 ("The district courts shall have original jurisdiction of all civil actions arising under the . . . laws . . . of the United States.").

Dated: May 30, 2012

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge