

In deciding the place of trial, “a judge considers the convenience of the litigants, witnesses, and attorneys.” NECivR [40.1\(b\)\(1\)](#). The party seeking to change the place of trial within this district bears the burden of establishing that the transfer should be granted. See NECivR [40.1\(b\)](#). The court finds the plaintiff did not meet his burden to show the transfer should be granted. Having considered the convenience of the litigants, witnesses and counsel, the court finds that the place of trial should remain in Omaha.

IT IS ORDERED: The plaintiff’s Motion to Set Place of Trial ([Filing No. 15](#)) is denied.

DATED: June 16, 2016.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**