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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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DANIEL P. KLAHN, SR.,

Plaintiff,

v.

MIRANDA NADING, COLETTE CARTER,
and REX MAUGHAN,

Defendants.

Case No. 2:16-cv-02718-APG-VCF

**ORDER DIRECTING THE PLAINTIFF
TO FILE DOCUMENTS IN THIS
COURT**

11 This action originally was filed in Nevada state court. ECF No. 1-3. Defendant Miranda
12 Nading removed the action to this court on November 28, 2016. ECF No. 1.


13 According to a notice filed on December 22, 2016 by Nading, plaintiff Daniel Klahn is
14 filing documents in state court instead of in this court. ECF No. 13. Because this action was
15 removed, jurisdiction now resides in this court, not the state court. *Geographic Expeditions, Inc.*
16 *v. Estate of Lhotka ex rel. Lhotka*, 599 F.3d 1102, 1107 n.6 (9th Cir. 2010) (“When a case is
17 removed to federal court, the federal court completely precludes the state court’s authority to
18 adjudicate the controversy.”); *see also* 28 U.S.C. § 1441(a) (granting district courts removal
19 jurisdiction over claims that could have been brought in federal court originally). Accordingly, I
20 will direct the plaintiff to file in this court any documents he filed in state court following the
21 notice of removal. Failure to do so may result in defendant Miranda Nading’s motion to dismiss
22 (ECF No. 7) being granted as unopposed. Additionally, all papers must be filed in this court in
23 the future unless the case is remanded to state court.

24 IT IS THEREFORE ORDERED that on or before January 27, 2017, plaintiff Daniel P.
25 Klahn, Sr. shall file in this court any documents he filed in state court following the November
26 28, 2016 notice of removal. Failure to do so may result in defendant Miranda Nading’s motion to
27 dismiss (ECF No. 7) being granted as unopposed.
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IT IS FURTHER ORDERED that the normal briefing schedule shall apply once plaintiff Daniel P. Klahn, Sr. files any such documents in this court.

DATED this 4th day of January, 2017.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE