

1 Eric G. Wallis (SBN 67926)  
 2 Email: Ewallis@reedsmith.com  
 REED SMITH LLP  
 101 Second Street, Suite 1800  
 3 San Francisco, CA 94105-3659  
 Telephone: +1 415 543 8700  
 4 Facsimile: +1 415 391 8269

5 Attorneys for Defendants and Third-Party  
 6 Plaintiffs

7 Phillip F. Shinn (SBN 112051)  
 8 Email: pshinn@foxrothschild.com  
 FOX ROTHSCCHILD LLP  
 235 Pine Street, Suite 1500  
 9 San Francisco, CA 94104  
 Telephone: +1 415 364-5540  
 10 Facsimile: +1 415 391-4436

11 Attorneys for Plaintiff and Third-Party  
 12 Defendant

12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA

15 AMIT V. PATEL,  
 16 Plaintiff,  
 17 v.  
 18 FRANKLIN RESOURCES, INC. d/b/a  
 19 Defendants TEMPLETON INVESTMENTS and  
 BNY MELLON SHAREOWNER SERVICES,  
 20 Defendants.

No. CV 10 2746 CW  
**STIPULATION AND ORDER FOR  
 TRANSFER OF ACTION PURSUANT TO  
 28 U.S.C. SECTION 1404(a)**

Compl. Filed: June 23, 2010  
 Honorable Claudia Wilken

21 FRANKLIN RESOURCES, INC. AND  
 22 MELLON INVESTOR SERVICE, LLC,  
 23 Third-Party Plaintiffs,  
 24 v.  
 25 VINU C. PATEL,  
 26 Third- Party Defendant.

1 Plaintiff Amit V. Patel (Plaintiff) and Third-Party Defendant Vinu C. Patel (Vinu Patel),  
2 and Defendants and Third-Party Plaintiffs Franklin Resources, Inc. (Franklin) and Mellon Investor  
3 Services LLC (sued as “BNY Mellon Shareowner Services”) (Mellon) (Franklin and Mellon  
4 together, “Defendants”), submit this Stipulation and Order for Transfer of Action under 28 U.S.C.  
5 Section 1404(a):

6  
7 Whereas, Plaintiff is a resident of New Jersey;

8  
9 Whereas, Mellon has a place of business in New Jersey;

10  
11 Whereas, Defendants have filed a Third-Party Complaint for Indemnity and Contribution  
12 against Third-Party Defendant Vinu Patel;

13  
14 Whereas, Vinu Patel is a resident of New Jersey;

15  
16 Whereas, Vinu Patel contests personal jurisdiction over him in the United States District  
17 Court for the Northern District of California but concedes personal jurisdiction over him exists in  
18 the United States District Court for the District of New Jersey;

19  
20 Whereas, Defendants’ claims for indemnity and contribution against Vinu Patel may arise  
21 under the laws of the State of New Jersey;

22  
23 Whereas, Defendants have potential percipient witnesses who reside on the East Coast;

24  
25 Whereas, all parties desire that for the convenience of the parties and witnesses, and in the  
26 interest of justice, that this action be transferred to the United States District Court for the District  
27 of New Jersey;

1 IT IS HEREBY STIPULATED that an Order may be entered transferring this action to the  
2 United States District Court for the District of New Jersey under 28 U.S.C. Section 1404(a).

3  
4 DATED: November \_\_\_\_, 2010.

5 REED SMITH LLP

6  
7 By \_\_\_\_\_  
8 Eric G. Wallis  
9 Attorneys for Defendants and Third-Party  
10 Plaintiffs

11  
12 DATED: November \_\_\_\_, 2010.

13 FOX ROTHSCHILD LLP

14  
15 By \_\_\_\_\_  
16 Phillip F. Shinn  
17 Attorneys for Plaintiff and Third-Party Defendant

18  
19 Upon stipulation of the parties and for good cause shown,

20  
21 IT IS HEREBY ORDERED that this action be transferred, pursuant to 28 U.S.C. Section  
22 1404(a), to the United States District Court for the District of New Jersey.

23  
24 Dated: **November 30, 2010.**

25  
26  
27  
28  \_\_\_\_\_

United States District Judge