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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 HANNA V. CONGER,  
9 Plaintiff,

10 v.

11 K&D FISHERIES LLC, *et al.*,  
12 Defendants.

Case No. C17-1270 RSM

ORDER TRANSFERRING CASE TO  
DISTRICT OF ALASKA

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14 On October 20, 2017, this Court issued an Order reinstating Plaintiff's maintenance  
15 and cure. Dkt. #22. Shortly thereafter, Defendants moved for reconsideration, noting that they  
16 have filed a motion for summary judgment seeking dismissal of this case for lack of  
17 jurisdiction, or, in the alternative, transfer to the District of Alaska.<sup>1</sup> Dkt. #23. The Court  
18 directed Plaintiff to respond to the motion for reconsideration. Dkt. #24. Plaintiff has now  
19 filed a motion to transfer, stating that while she has questions regarding appropriate  
20 jurisdiction, in the interest of efficiency and judicial economy she agrees to a transfer of this  
21 matter to the District of Alaska. Dkt. #25.

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24 Under 28 U.S.C. § 1404, this Court has discretion to transfer this case in the interests  
25 of convenience and justice to another district in which venue would be proper. *See Jones v.*  
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<sup>1</sup> The motion for summary judgment is noted for consideration on November 17, 2017. Dkt. #21.

1 *GNC Franchising, Inc.*, 211 F.3d 495, 498 (9th Cir. 2000). Specifically, Section 1404(a)  
2 states:

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4 For the convenience of parties and witnesses, in the interest of justice, a  
5 district court may transfer any civil action to any other district or division  
6 where it might have been brought or to any district or division to which  
all parties have consented.

7 28 U.S.C. § 1404(a). The purpose of this statute is to “prevent the waste of time, energy, and  
8 money and to protect litigants, witnesses and the public against unnecessary inconvenience  
9 and expense.” *Pedigo Prods., Inc. v. Kimberly-Clark Worldwide, Inc.*, No. 3:12-CV-05502-  
10 BHS, 2013 U.S. Dist. LEXIS 12690, 2013 WL 364814, at \*2 (W.D. Wash. Jan. 30, 2013)  
11 (quoting *Van Dusen v. Barrack*, 376 U.S. 612, 616, 84 S. Ct. 805, 11 L. Ed. 2d 945 (1964)).  
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14 In the instant matter Defendants have requested a transfer to the District of Alaska,  
15 and Plaintiff not only agrees to, but has now affirmatively sought, the transfer of this case to  
16 the same District. Dkt. #25. Having reviewed the parties’ briefing, the Declarations in  
17 support thereof, and the remainder of the record, the Court finds that transfer is appropriate.  
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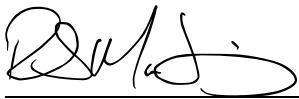
19 Accordingly, the Court hereby finds and ORDERS:

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21 1. Defendants’ Motion for Reconsideration (Dkt. #23) is GRANTED. The Court’s  
22 prior Order reinstating Plaintiff’s maintenance and cure (Dkt. #22) is VACATED.  
23 Nothing in this Order precludes Plaintiff from re-filing her motion in the U.S.  
24 District Court for the District of Alaska should she feel such action is necessary.  
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26 2. Defendant’s Motion for Summary Judgement (Dkt. #21) is GRANTED IN PART,  
27 in that the Court will transfer this case to the District of Alaska.  
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29 3. Plaintiff’s Motion to Transfer (Dkt. #25) is GRANTED, and this case is hereby  
30 TRANSFERRED to the District of Alaska for resolution.

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4. This case is now CLOSED.

DATED this 26<sup>th</sup> day of October 2017.



RICARDO S. MARTINEZ  
CHIEF UNITED STATES DISTRICT JUDGE