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6 NO SLIPPY HAIR CLIPPY, INC.

7 UNITED STATES DISTRICT COURT

8 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

9 NO SLIPPY HAIR CLIPPY, INC.,

Case No. 2:10-CV-01478-JAM-JFM

10 Plaintiff,

Judge: John A. Mendez

11 vs.

**ORDER REGARDING DEFENDANT'S
MOTION TO DISMISS FOR IMPROPER
VENUE, OR TRANSFER**

12 ALMAR SALES CO., INC.,

13 AND DOES 1-100, INCLUSIVE;

14 Defendants.

DATE: November 17, 2010

Time: 9:30 a.m.

Courtroom: Courtroom 6, 14th Floor

Judge: The Hon. John A. Mendez

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18 The Court has reviewed Defendant's MOTION TO DISMISS OR TRANSFER VENUE,
19 and considered all admitted documents and arguments, declarations and exhibits submitted by
20 the parties. Appearing at the motion hearing on November 17, 2010, was Ann Draper, as
21 counsel for the Defendant, and Nick Heimlich as counsel for the Plaintiff.

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1 IT IS HEREBY ORDERED:

- 2 1. Defendant's amended motion to dismiss for improper venue under 28 U.S.C. § 1391(b),
3 Fed. Rules of Civ. Proc. Rule 12(b)(3) and 28 U.S.C. § 1406 (a) is denied without
4 prejudice.
- 5 2. Defendant's amended motion to transfer under 28 U.S.C. § 1404(a) is denied without
6 prejudice.

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8 Dated: November 29, 2010

9 /s/ John A. Mendez

10 Honorable Judge John A. Mendez
11 U.S. District Court, Eastern District of California
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