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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

JOSEPH MATTOCKS, individually,
on behalf of himself and others
similarly situated,

Plaintiff,

vs.

KIMBERLY-CLARK
CORPORATION; KIMBERLY-
CLARK WORLDWIDE, INC.; and
KIMBERLY-CLARK GLOBAL
SALES, LLC;

Defendants.

CASE NO. 17-cv-1397-WQH-JMA

ORDER

HAYES, Judge:

The Motions before the Court are Defendants’ Motion to Transfer This Action to the Southern District of New York (ECF No. 18) and Plaintiff’s Motion to Stay Defendants’ Motion to Dismiss (ECF No. 22).

Plaintiff filed the Complaint against Defendants on July 10, 2017. (ECF No. 1). On September 26, 2017, Defendants filed a Motion to Transfer This Action to the Southern District of New York. (ECF No. 18). On October 16, 2017, Plaintiff filed a Statement of Non-Opposition to Defendants’ Motion to Transfer This Action to the Southern District of New York. (ECF No. 21). Upon reviewing Defendants’ Motion and Plaintiff’s Non-Opposition, the Court finds that this case should be transferred to the Southern District of New York.

1 On September 26, 2017, Defendants filed a Motion to Dismiss for Failure to State
2 a Claim. (ECF No. 19). On October 16, 2017, Plaintiff filed a Motion to Stay
3 Defendants' Motion to Dismiss. (ECF No. 22). The Court finds that the briefing
4 deadlines for Defendants' Motion to Dismiss (ECF No. 19) should be vacated in light
5 of the Court's ruling on Defendants' Motion to Stay (ECF No. 18).

6 IT IS HEREBY ORDERED that Defendants' Motion to Transfer This Action to
7 the Southern District of New York (ECF No. 18) is GRANTED. The Clerk of the Court
8 shall TRANSFER this action to the United States District Court for the Southern
9 District of New York pursuant to 28 U.S.C. § 1631.

10 IT IS FURTHER ORDERED that Plaintiff's Motion to Stay Defendants' Motion
11 to Dismiss (ECF No. 22) is construed as a Motion to Vacate the Briefing Deadlines for
12 Defendants' Motion to Dismiss and GRANTED. The briefing deadlines for
13 Defendants' Motion to Dismiss (ECF No. 19) are VACATED.

14 DATED: October 18, 2017

15 
16 **WILLIAM Q. HAYES**
United States District Judge

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UNITED STATES DISTRICT COURT

Southern District of California

Office Of The Clerk
333 West Broadway, Suite 420
San Diego, California 92101
Phone: (619) 557-5600
Fax: (619) 702-9900

John Morrill,
Clerk of Court

October 19, 2017

Clerk, U.S. District Court
District of Southern District of New York
500 Pearl Street
New York, NY 10007-1312

Re: Joseph Mattocks v. Kimberly-Clark Corporation, et al., Case No. 3:17-cv-01397-WQH-JMA

Dear Sir or Madam:

Pursuant to Order, the above-entitled action is transferred to your District.

Please acknowledge receipt on the copy of this letter and return. Thank you.

Sincerely yours,

John Morrill,
Clerk of the Court

By: s/ A. J. Sacco, Deputy Clerk

Copy to Attorney for Plaintiffs:
Copy to Attorney for Defendants:

RECEIVED ITEMS DESCRIBED

THIS DATE OF _____
AND ASSIGNED CASE NUMBER _____

CLERK, U.S. DISTRICT COURT

By: _____, Deputy