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Attorney for Plaintiff
ROBERT JACOBSEN

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ROBERT JACOBSEN,)	No. C-06-1905-JSW
)	
Plaintiff,)	[PROPOSED] ORDER DENYING
)	DEFENDANT RUSSELL’S MOTION TO
v.)	DISMISS FOR LACK OF PERSONAL
)	JURISDICTION AND FOR FAILURE TO
MATTHEW KATZER, et al.,)	STATE A CLAIM ON WHICH RELIEF
)	CAN BE GRANTED
Defendants.)	
)	Courtroom: 2, 17th Floor
)	Judge: Hon. Jeffrey S. White
)	
)	

Defendant Kevin Russell filed a motion to dismiss for lack of personal jurisdiction and for failure to state a claim upon which relief can be granted. Plaintiff Robert Jacobsen has alleged that Defendant committed an intentional act, directed at Plaintiff in California, which resulted in harm. Thus, personal jurisdiction is proper under Yahoo! Inc. v. La Ligue Contre Le Racisme et L’Antisemitisme, 433 F.3d 1199 (9th Cir. 2006) (en banc). Personal jurisdiction is also proper under the traditional specific personal jurisdiction test in Silent Drive, Inc. v. Strong Indus., Inc., 326 F.3d 1194 (Fed. Cir. 2003).

Plaintiff has stated the elements of a claim for libel per Cal. Code § 45, thus his libel claim

1 remains. Plaintiff has demonstrated standing and has pled the elements of a claim under Cal. Bus.
2 & Prof. Code § 17200. Thus, the motion is DENIED.

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4 Dated: _____

5 Hon. Jeffrey S. White
6 District Court Judge

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