

**U.S. District Court
Southern District of California (San Diego)
CIVIL DOCKET FOR CASE #: 3:08-cv-00120-BEN-AJB**

California Valley Miwok Tribe v. California Gambling Control Commission et al
Assigned to: Judge Roger T. Benitez
Referred to: Magistrate Judge Anthony J. Battaglia
Case in other court: San Diego County Superior Court, 37-02008-00075326-CU-
Cause: 28:1362 Indian Tribal Controversy

Date Filed: 01/22/2008
Date Terminated: 04/23/2008
Jury Demand: None
Nature of Suit: 190 Contract: Other
Jurisdiction: Federal Question

Plaintiff**California Valley Miwok Tribe**

represented by **Manuel Corrales, JR**
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V.

Defendant**California Gambling Control Commission**

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Defendant**DOES 1 through 50, Inclusive**

Date Filed	#	Docket Text
01/22/2008	1	NOTICE OF REMOVAL as to California Valley Miwok Tribe from San Diego County Superior Court, Case Number 37-2008-00075326-CU-CO-CTL. (Filing fee \$350 Receipt number 146701), filed by California Gambling Control Commission.(jah)(av1,). (Entered: 01/24/2008)
01/25/2008	2	CERTIFICATE OF SERVICE by California Gambling Control Commission re 1 Notice of Removal <i>Of notice to adverse party of removal to Federal Court</i> (Kaufman, Peter)(joeh,). (Entered: 01/25/2008)
01/25/2008	3	ORDER TO SHOW CAUSE why venue is proper in the Southern District of California. Order to Show

		Cause Brief due by 2/7/2008. Signed by Judge Roger T. Benitez on 1/25/2008. (kmm) (av1,). (Entered: 01/25/2008)
01/31/2008	4	MOTION for Change Venue by California Gambling Control Commission. (Attachments: # 1 Notice of Motion for Change of Venue# 2 Memo of Points and Authorities In Support of Motion for Change of Venue to the Eastern District of California Sacramento Division)(Kaufman, Peter)(joeh,). (Entered: 01/31/2008)
01/31/2008	5	MOTION to Dismiss by California Gambling Control Commission. (Attachments: # 1 Notice of Motion to Dismiss the Complaint for Injunctive Relief, Declaratory Relief, Breach of Contract, Breach of Fiduciary Duty and Intentional Interference with Prospective Economic Advantage, or, in the Alternative, to Stay Proceedings# 2 Memo of Points and Authorities in Support of Motion to Dismiss# 3 Request for Judicial Notice)(Kaufman, Peter)(joeh,). (Entered: 01/31/2008)
02/01/2008	6	NOTICE by California Valley Miwok Tribe of <i>Dismissal Without Prejudice of Third Cause of Action for Breach of Contract and Fourth Cause of Action for Breach of Fiduciary Duty</i> (Corrales, Manuel) (joeh,). (Entered: 02/01/2008)
02/06/2008	7	RESPONSE TO ORDER TO SHOW CAUSE by California Valley Miwok Tribe. (Attachments: # 1 Certificate of Service)(Corrales, Manuel) (joeh,). (Entered: 02/06/2008)
02/06/2008	8	MOTION to Remand to State Court ; <i>Memorandum of Points and Authorities</i> by California Valley Miwok Tribe. (Attachments: # 1 Certificate of Service)(Corrales, Manuel)(joeh,). (Entered: 02/06/2008)
02/11/2008	9	MINUTE ORDER issued by the Honorable Roger T. Benitez: On 2/6/2008, the Plaintiff filed a response to the Order to Show Cause regarding venue. The Order to Show Cause is hereby discharged. (gxr) (Entered: 02/11/2008)
02/20/2008	10	RESPONSE to Motion re 5 MOTION to Dismiss <i>the Complaint; Memorandum of Points and Authorities</i> filed by California Valley Miwok Tribe. (Attachments: # 1 Request for Judicial Notice # 2 Exhibits to Plaintiff's Request for Judicial Notice)(Corrales, Manuel) (joeh,). (Entered: 02/20/2008)
02/22/2008	11	RESPONSE to Motion re 4 MOTION for Change Venue <i>to the Eastern District of California, Sacramento Division</i> filed by California Valley Miwok Tribe. (Corrales, Manuel) (Entered: 02/22/2008)
02/25/2008	12	RESPONSE in Opposition re 8 MOTION to Remand to State Court ; <i>Memorandum of Points and Authorities</i> filed by California Gambling Control Commission. (Attachments: # 1 Declaration of Peter H. Kaufman# 2 Request for Judicial Notice)(Kaufman, Peter) (joeh,). (Entered: 02/25/2008)
02/27/2008	13	REPLY to Response to Motion re 8 MOTION to Remand to State Court ; <i>Memorandum of Points and Authorities ; Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion to Remand</i> ; filed by California Valley Miwok Tribe. (Corrales, Manuel) (joeh,). (Entered: 02/27/2008)
02/29/2008	14	NOTICE of Appearance by Terry Singleton on behalf of California Valley Miwok Tribe (Singleton, Terry) (joeh,). (Entered: 02/29/2008)
03/03/2008	15	RESPONSE in Opposition re 5 MOTION to Dismiss filed by California Gambling Control Commission. (Attachments: # 1 Proof of Service)(Kaufman, Peter)(joeh,). (Entered: 03/03/2008)
03/03/2008	16	RESPONSE in Opposition re 4 MOTION for Change Venue filed by California Gambling Control Commission. (Kaufman, Peter) (joeh,). (Entered: 03/03/2008)
03/04/2008	17	Minute Order issued by the Honorable Roger T. Benitez : Submitting [4-1] Motion to Change Venue; submitting [5-1] Motion to Dismiss; submitting [8-1] Motion to Remand to State Court. Court to issue Order. Motion Hearing date of 3/10/2008 10:30AM is hereby vacated. (gxr) (Entered: 03/04/2008)
03/13/2008	18	Ex Parte MOTION Leave to Respond to Defendant's Reply Brief (<i>letter request</i>) by California Valley Miwok Tribe. (Corrales, Manuel) Modified on 3/17/2008 (joeh, D). (Entered: 03/13/2008)
03/18/2008	19	Discrepancy Order by Judge Roger T. Benitez accepting document: Ex Parte MOTION Leave to Respond 18 from Plaintiff California Valley Miwok Tribe, non-compliance with local rules. Signed by Judge Roger T. Benitez on 03/18/08. (joeh) (av1,). (Entered: 03/18/2008)
04/23/2008	20	ORDER granting 4 Motion to Change Venue. Case transferred to United States District Court for the Eastern District of California. Original file, certified copy of transfer order, and docket sheet sent. Signed by Judge Roger T. Benitez on 04/23/08. (joeh) (Additional attachment(s) added on 4/24/2008: # 1 Transfer Letter) (joeh). (av1). (Entered: 04/24/2008)