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9 **UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA**

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12 HELPING HANDS FOR DIGNITY  
13 COALITION, a Colorado non-profit  
14 corporation,

15 Plaintiff,

16 vs.

17 ANTHONY GURKA,

18 Defendant.  
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Case No. 25-cv-06750-WHO

**HON. WILLIAM H. ORRICK**

**PLAINTIFF’S  
SUPPLEMENTAL RESPONSE  
REGARDING PERSONAL  
JURISDICTION AND TRANSFER**

1 Pursuant to the Court’s November 18, 2025 and December 11, 2025 Orders (ECF  
2 Nos. 12, 15), Helping Hands for Dignity Coalition (“Plaintiff”) submits this Supplemental  
3 Response Regarding Personal Jurisdiction and Transfer.

4 At the Initial Case Management Conference, the Court questioned whether it had  
5 “jurisdiction” over this action and subsequently ordered briefing on that issue. Based on  
6 the Court’s comments at the conference and its initial order, Plaintiff understood the  
7 Court’s concern to relate to venue and addressed that issue in its memorandum (ECF No.  
8 13). At that time, it was not apparent that Defendant intended to contest personal  
9 jurisdiction in this District, particularly in light of the parties’ Joint Case Management  
10 Statement (ECF No. 10).

11 Defendant subsequently clarified, in its opposition (ECF No. 14), that it intends to  
12 challenge personal jurisdiction. The Court has now ordered Defendant to file a motion if it  
13 believes personal jurisdiction is lacking. (ECF No. 15).

14 In light of that development, Plaintiff respectfully requests that this action be  
15 transferred to the Northern District of Florida (Tallahassee Division) pursuant to 28 U.S.C.  
16 § 1631, rather than litigating a threshold personal-jurisdiction issue that would not resolve  
17 the dispute. Defendant apparently resides in the Tallahassee area, which lies within the  
18 Northern District of Florida, and personal jurisdiction would be undisputed in that forum.  
19 Plaintiff makes this request without conceding that personal jurisdiction is lacking in this  
20 District, and solely to promote judicial efficiency and avoid unnecessary motion practice.  
21 Defendant has declined to stipulate to transfer and instead proposes dismissal and refile, which  
22 would require Plaintiff to incur a new filing fee and new service costs to litigate the  
23 identical action in another district. Transfer avoids that unnecessary expense and delay.

24 This action was brought, in part, under the DMCA prevent the continued availability  
25 of infringing videos during the pendency of the dispute. Dismissal on personal-jurisdiction  
26 grounds would prejudice Plaintiff by permitting the videos to be restored while the identical  
27 action is refiled in another district, whereas transfer would allow the case to proceed  
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1 without interruption. Transfer therefore better serves the interests of justice by preserving  
2 the status quo.

3 Transfer would further serve the interests of justice by conserving judicial and party  
4 resources and eliminating the need for dismissal and refiling of the same action in a  
5 different district. Plaintiff therefore requests transfer now, without the need for briefing on  
6 personal jurisdiction in this District, to the Northern District of Florida, where Defendant  
7 resides and where personal jurisdiction would be undisputed.

8 Plaintiff submits this supplemental response solely to state its position regarding  
9 transfer in light of Defendant's newly asserted personal-jurisdiction challenge and the  
10 procedural posture of the case and does not seek an adjudication of personal jurisdiction  
11 by this Court.

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13  
14 Dated: December 16, 2025

15 /s/ Randall S. Newman  
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