

Rule 83 – 4.06 Motions for Transfer of Venue - Process

In any case where the Court grants a motion to transfer venue to another division or district under 28 U.S.C. 1404 or 1406, the transfer of the file to the transferee court will occur no sooner than fourteen (14) days after the granting of the motion but as soon as possible after fourteen (14) days, unless:

- (1) A party requests immediate transfer of the file and all parties consent to the transfer; or
- (2) The Court, after notice to the parties, specifically orders transfer of the file in less than fourteen (14) days; or
- (3) A party files a motion for reconsideration of the transfer with this Court or a petition for a writ of prohibition of the transfer to the United States Court of Appeals for the Eighth Circuit prior to the expiration of the fourteen (14) day period, and the Court, on proper motion filed prior to the expiration of the fourteen (14) day period, orders a stay pending action on the motion or petition.

(New Rule added January 3, 2018, effective March 1, 2018.)