

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

BRYAN ANTHONY REO,	:	CASE NO. 1:14-CV-00816
	:	
Plaintiff,	:	
	:	
vs.	:	ORDER OF TRANSFER
	:	[Resolving Doc. No. 1]
MARTIN LINDSTEDT,	:	
	:	
Defendant.	:	
	:	

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

Pro se Plaintiff Bryan Anthony Reo, an Ohio resident, filed this action against Martin Lindstedt, a resident of Missouri, alleging that Lindstedt engaged in a campaign to stalk him through the internet. He asserts claims for cyber-stalking, harassment, defamation, libel, intentional infliction of emotional distress, online impersonation, and violation of the Digital Millennium Copyright Act. He seeks \$10,750,000.00 in monetary damages and injunctive relief.

Reo states he met Lindstedt when he was invited into an online Skype conference chat in 2010. He contends Lindstedt became angry with comments he made and took steps to discover Reo’s identity from his screen name. Reo contends Lindstedt then began to stalk and harass him over the internet by posting photographs of Reo on adult internet sites, creating fictitious accounts in his name on internet forums dedicated to pedophiles, or white supremacy groups, and by posting sensitive personal information such as his social security number and voter registration information on numerous internet sites. He claims Lindstedt has threatened him using the internet, and has posted false and defamatory information about him. Reo asserts

claims under the Digital Millennium Copyright Act, 17 U.S.C. § 512, as well as claims arising under state tort law.

As an initial matter, venue for this action is not proper in the Northern District of Ohio. Pursuant to 28 U.S.C. § 1391(b), a civil action may be brought in: (1) a judicial district in which any defendant resides, if all defendants reside in the same state in which the district is located; (2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred; or (3) if there is no district in which an action may otherwise be brought as provided in this section, any judicial district in which any defendant is subject to the Court's personal jurisdiction with respect to such action. Lindstedt is a resident of Granby, Missouri. He is the only defendant. Venue is proper only in the Western District of Missouri where Granby is located.

IV. Conclusion

Accordingly, pursuant to 28 U.S.C. § 1406(a), this matter is transferred to the United States District Court for the Western District of Missouri. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an appeal from this decision could not be taken in good faith.¹

IT IS SO ORDERED.

Dated: June 13, 2014

s/ James S. Gwin
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

¹ 28 U.S.C. § 1915(a)(3) provides:

An appeal may not be taken *in forma pauperis* if the trial court certifies that it is not taken in good faith.