

NOTE: This order is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

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**MOTOR WORKS, LLC,**  
*Plaintiff-Appellee,*

v.

**SAFER TECHNOLOGIES, INC., CERMA  
TECHNOLOGY, INC., GEORGE ACKERSON, MARY  
STRANAHAN, NICHOLAS STREIT, EDWARD  
HALBACH AND TIM STREIT,**  
*Defendants-Appellants.*

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2011-1142

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Appeal from the United States District Court for the  
Northern District of California in case no. 08-CV-3608,  
Judge James Ware.

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**ON MOTION**

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**O R D E R**

The court considers whether this appeal should be  
transferred to the United States Court of Appeals for the  
Ninth Circuit.

Safer Technologies, Inc. et al. appeal from a judgment  
of the United States District Court for Northern District

of California in a trademark infringement action. This court is a court of limited jurisdiction. 28 U.S.C. § 1295. Based upon our review, it does not appear that the district court's jurisdiction arose in whole or in part under the laws governing this court's appellate jurisdiction.

Accordingly,

IT IS ORDERED THAT:

Absent a response received by this court within 14 days of the date of filing of this order, this appeal will be transferred to the United States Court of Appeals for the Ninth Circuit pursuant to 28 U.S.C. § 1631.

FOR THE COURT

FEB 08 2011

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: Robert C. Weems, Esq.  
James M. Hanavan, Esq.

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**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

FEB 08 2011

JAN HORBALY  
CLERK