

IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MINNESOTA

Scott E. Christensen,

Plaintiff,

v.

Capella Education Company,
a Minnesota Corporation,

Defendant.

Case No. 06cv 4139
JRT/FLN

NOTICE OF REMOVAL TO
FEDERAL COURT

TO: THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA; DISTRICT COURT FOR THE STATE OF MINNESOTA, FOURTH JUDICIAL DISTRICT; AND PLAINTIFF BY HIS ATTORNEYS, MICHAEL L. PUKLICH AND MICHAEL L. MCCAIN, NEATON & PUKLICH, PLLP, 601 CARLSON PARKWAY, SUITE 620, MINNETONKA, MN 55305:

PLEASE TAKE NOTICE THAT pursuant to 28 U.S.C. § § 1331 and 1441,

Defendant Capella Education Company (sic) removes this matter from the Fourth Judicial District of the State of Minnesota to the United States District Court for the District of Minnesota.

1. On or about September 13, 2006, plaintiff served a copy of a Summons and Complaint on Capella Education Company.

2. Plaintiff Scott E. Christensen resides in the city of Edina, Hennepin County, Minnesota. His former employer, Capella University, is a Minnesota corporation with its principal place of business in Minneapolis, Minnesota.

SCANNED

OCT 13 2006

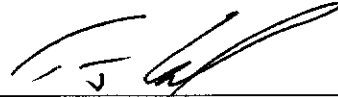
U.S. DISTRICT COURT MPLS

3. The United States District Court for the District of Minnesota has jurisdiction over this matter pursuant to 28 U.S.C. § 1331 because it is a civil action arising under the Family Medical Leave Act, 29 U.S.C. § 2601 et seq., a law of the United States.

4. This Notice of Removal is timely pursuant to 28 U.S.C. § 1446. This Notice has been served upon plaintiff, and has been filed with the Fourth Judicial District of the State of Minnesota. Copies of the summons and complaint from the state court action are attached.

Dated this 6th day of October, 2006.

Respectfully submitted,



Thomas J. Conley (#201625)
LEONARD STREET AND DEINARD
Professional Association
150 South Fifth Street, Suite 2300
Minneapolis, MN 55402
Telephone: (612) 335-1500
Facsimile: (612) 335-1657

*Counsel for Defendant Capella Education
Company*

ck 148126

LEONARD
STREET
AND
DEINARD

RECEIVED

150 SOUTH FIFTH STREET SUITE 2300
MINNEAPOLIS, MINNESOTA 55402
612-335-1500 MAIN
612-335-1657 FAX

05 OCT 13 PM 2:39

CLERK U.S. DIST. COURT
MINNEAPOLIS, MN
THOMAS J. CONLEY
612-335-1634 DIRECT
TJC@LEONARD.COM

October 13, 2006

VIA MESSENGER

Clerk of Court
United States District Court
District of Minnesota
300 South Fourth Street
Room 202
Minneapolis, MN 55415

Re: Scott E. Christensen v. Capella Education Company

Dear Clerk of Court:

Enclosed for filing, please find an original and two copies of the following:

- 1. Civil Cover Sheet; and
- 2. Notice of Removal to Federal Court.


Also enclosed is one copy of:

- 1. Summons and Complaint; and
- 2. Notice of Removal from State Court to Federal Court

as well as Capella's filing fee in the amount of \$350.00

Very truly yours,

LEONARD, STREET AND DEINARD

By 
Thomas J. Conley

TJC/ade
Enclosures

cc: Michael L. Puklich (w/encls.)

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