

Castellar Partners LLC v. AMP Limited

Case Number

S-14-0461

Case Audio

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April 29, 2015

Court Number

Douglas

Case Summary

S-14-0461 Castellar Partners LLC (Appellant) v. AMP Limited, et. al.

Douglas Count, Judge Michael Coffey

Attorneys: Jason Bruno, Jared Olson, Sherrets Bruno & Vogt LLC (Appellant) --- James Fitzgerald, Patrick Pepper, McGrath North.

Civil: Motion to Dismiss

Proceedings below: The district court granted the defendants' motion to dismiss.

Issue: The district court erred in (1) determining the advisory agreement contains a valid forum selection clause; (2) not finding the advisory agreement to be ambiguous and refusing to consider the undisputed evidence establishing the parties never intended to litigate in New South Wales, Australia; (3) failing to determine the forum selection clause was permissive; (4) failing to find that New South Wales, Australia would be a substantially less convenient place for trial than Nebraska.
