

Excerpt from Allison E. Butler, "A PRACTICAL GUIDE TO THE CISG: NEGOTIATIONS THROUGH LITIGATION," Aspen Publishers (2007 Supplement 2). © Author. Reproduced with permission. For full text, see <<http://cisgw3.law.pace.edu/cisg/biblio/butler6.html>>.

## FORM B-6.2

# NOTICE OF REMOVAL TO FEDERAL COURT

---

**Practical Application:** Counsel should observe local federal rules including *pro hac vice*, if not admitted and form, prior to filing in federal court:

[INSERT NAME]

[STATE BAR NUMBER OR FEDERAL BAR NUMBER]

[INSERT ADDRESS]

Attorneys for [INSERT NAME]

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF [INSERT COURT]

[INSERT NAME],

Plaintiff,

vs.

[INSERT NAME],

Defendant.

---

)

)

)

)

)

)

)

)

)

)

)

CASE NO.:

NOTICE OF REMOVAL OF

ACTION UNDER 28 U.S.C

§ 1441(b)

(FEDERAL QUESTION)

NOTICE OF REMOVAL

**TO THE CLERK OF THE ABOVE-ENTITLED COURT:**

**PLEASE TAKE NOTICE** that Defendant(s) [INSERT NAME(S)] hereby removes to this Court the state court action described below.

1. On or about [INSERT DATE], an action was commenced by Plaintiff in the [INSERT NAME] Judicial District, District Court, County of [INSERT STATE], entitled [INSERT NAME], Plaintiff, vs. , Defendant, Case number [INSERT NUMBER].

2. Defendant was served with summons on [INSERT DATE] and received a copy of Plaintiff's complaint on [INSERT DATE]. Pursuant to 28 U.S.C. § 1446(b), this notice has been timely filed. A copy of the process Service of Process, Complaint and Orders served upon Defendant in the state court action are attached hereto and referred to collectively as "Exhibit B."

3. This action is a civil action of which this Court has original jurisdiction under 28 U.S.C. § 1331, and is one which may be removed to this Court by defendant pursuant to the provisions of 28 U.S.C. § 1441(b) in that it arises under a treaty of the United States, commonly referred to as the United Nations Convention on Contracts for the International Sale of Goods.

[OPTIONAL CLAUSE, IF OTHER DEFENDANTS]

4. All other Defendant(s) who have been served with summons and petition have joined in this notice of removal, as evidenced by the Joinders of Defendant [INSERT NAME] and Defendant [INSERT NAME], filed concurrently herewith.

WHEREFORE, Defendant [INSERT NAME] prays that this action be removed to the United States District Court for the District of [INSERT STATE NAME].

DATED: [INSERT DATE]

By: \_\_\_\_\_/s/  
[INSERT ATTORNEY NAME, ADDRESS, TELEPHONE, FACSIMILE,  
ELECTRONIC ADDRESS, AND BAR NUMBER]  
Attorney for [INSERT NAME], Defendant