

1 convenience of the parties, an action would be more properly heard
2 in another forum either in this state or outside this state, the
3 court shall decline to exercise jurisdiction under the doctrine of
4 forum non conveniens and shall stay, transfer or dismiss the action.

5 B. In determining whether to grant a motion to stay, transfer
6 or dismiss an action pursuant to this section, the court shall
7 consider:

8 1. Whether an alternate forum exists in which the action may be
9 tried;

10 2. Whether the alternate forum provides an adequate remedy;

11 3. Whether maintenance of the action in the court in which the
12 case is filed would work a substantial injustice to the moving
13 party;

14 4. Whether the alternate forum can exercise jurisdiction over
15 all the defendants properly joined in the action of the plaintiff;

16 5. Whether the balance of the private interests of the parties
17 and the public interest of the state predominate in favor of the
18 action being brought in an alternate forum; and

19 6. Whether the stay, transfer or dismissal would prevent
20 unreasonable duplication or proliferation of litigation.

21 SECTION 3. It being immediately necessary for the preservation
22 of the public peace, health and safety, an emergency is hereby
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1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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4 DIRECT TO CALENDAR.

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