CIVIL PROCEDURE I
PROFESSOR SWANK

Venue Problem 1

Billy Bob is a resident of Coal County Oklahoma. He was driving his F-150 Ford pickup on I-35 in McClain County, OK. when the pickup was struck by another pickup driving by Joe Ray. The pickup Joe Ray was driving was owned by the Long Horn Cattle Company, a company incorporated in Texas, with its principal place of business in Ardmore, Oklahoma, in Carter County, Oklahoma. The sole shareholder of Long Horn Cattle Company and its president lives at his home near Madill, Oklahoma on the north shore of Lake Texhoma in Marshall County, Oklahoma. Billy Bob wishes to file suit against Joe Ray and Long Horn Cattle Company. Where is venue proper in Oklahoma?

Venue Problem 2

Tom loaned $10,000.00 to Dick in Oklahoma county. Both Dick and Tom lived in Oklahoma county at the time the loan was made. Tom moved to Texas and now resides in Dallas. Dick moved to Tulsa county. The loan was a personal loan with only a promissory note to represent the debt. It was unsecured. The loan is now in default. Tom tried to collect the loan but had no success. He sold the note to Harry, the loan shark, for $2,500. Harry, who resides in Cleveland county, wants to sue Dick on the note. Where can he bring suit?

Venue Problem 3

Bill is one of three children. His father did no estate planning and when he died left his ranch to his three children in undivided shares. When the estate was probated in Oklahoma county, Oklahoma, the county where the father was living when he died, each of the children received an undivided one third share of the ranch, together with other property which their father owned at the time of his death. Bill wants to continue to operate the ranch but the other two children, Harry and Sue, went to law school and they want to pay off their educational loans and want the land sold. They could not agree on how the land should be divided so Bill wishes to sue Harry and Sue to partition the land. The land is located in Jefferson county, Oklahoma. Bill lives in Love county. Harry lives in Norman in Cleveland county. Sue now lives in Dallas, Texas. Where can Bill bring this lawsuit against Harry and Sue?