

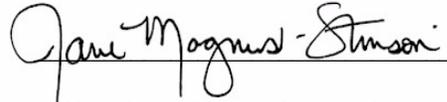
zenship of all the limited partners, as well as of the general partner” and “must be traced through however many layers of partners or members there may be.” *Hart v. Terminex Int’l*, 336 F.3d 541, 542-43 (7th Cir. 2003). Moreover, asserting that all partners are citizens of “X” or that no partners are citizens of “X” is insufficient. *See Peters v. Astrazeneca LP*, 224 Fed. Appx. 503, 505 (7th Cir. 2007) (noting the insufficiency of a limited partnership asserting that none of its partners were citizens destroying diversity “rather than furnishing the citizenship of all of its partners so that [the court] could determine its citizenship”). Ms. Holland is further reminded that Wal-Mart provided detailed allegations regarding its structure in its Notice of Removal, [dkt. 1 at 1 ¶ 2], which she apparently agreed with all of two days ago, [dkt. 7].

Third, Ms. Holland’s proposed amended complaint does not allege an amount in controversy, exclusive of interest and costs. [Dkt. 8-1.] The amount in controversy must exceed “\$75,000, *exclusive of interest and costs*” for the Court to have diversity jurisdiction over the matter. 28 U.S.C. § 1332 (emphasis added).

The Court is not being hyper-technical: Counsel has a professional obligation to analyze subject-matter jurisdiction, *Heinen v. Northrop Grumman Corp.*, 671 F.3d 669 (7th Cir. 2012), and a federal court always has a responsibility to ensure that it has jurisdiction, *Hukic v. Aurora Loan Servs.*, 588 F.3d 420, 427 (7th Cir. 2009).

For these reasons, the Court GRANTS Ms. Holland’s Motion to Amend, [dkt. 8], to the extent that the Court will allow Ms. Holland to amend her complaint, but DENIES the motion to the extent that Ms. Holland seeks to file the proposed amended complaint that she attaches to her motion, [dkt. 8-1]. Ms. Holland has until October 2, 2013 to file an amended complaint that properly pleads diversity jurisdiction as the basis for this Court’s jurisdiction.

09/25/2013

A handwritten signature in black ink that reads "Jane Magnus-Stinson". The signature is written in a cursive style and is positioned above a horizontal line.

Hon. Jane Magnus-Stinson, Judge
United States District Court
Southern District of Indiana

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Counsel of Record