

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA, EASTERN DIVISION

WILLIAM M. LEE, as )  
Administrator of the Estate )  
of Kimberly Renee Tucker )  
Lee, Deceased, and ALFA )  
INSURANCE CORPORATION, )

Plaintiffs, )

v. )

INTERNATIONAL BUSINESS )  
MACHINES CORPORATION, )  
et al., )

Defendants. )

CIVIL ACTION NO.  
3:14cv78-MHT  
(WO)

ORDER

The allegations of the plaintiffs' complaint are insufficient to invoke this court's diversity-of-citizenship jurisdiction. The allegations must show that the citizenship of each plaintiff is different from that of each defendant. 28 U.S.C. § 1332.

The plaintiffs' complaint fails to meet this standard. The plaintiff William M. Lee has sued in his capacity as personal representative for the estate of the

decedent. "[T]he legal representative of the estate of a decedent shall be deemed to be a citizen only of the same State as the decedent ...." 28 U.S.C. § 1332(c)(2). Because the complaint does not set forth the citizenship of the decedent, the complaint does not adequately establish the ground for this court to assume jurisdiction of this matter.

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It is therefore the ORDER, JUDGMENT, and DECREE of the court that the plaintiffs have until February 28, 2014, to amend the complaint to allege jurisdiction sufficiently; otherwise this lawsuit shall be dismissed without prejudice.

DONE, this the 18th day of February, 2014.

          /s/ Myron H. Thompson            
UNITED STATES DISTRICT JUDGE