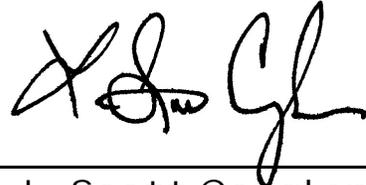


ACCEPTED.¹ This action is hereby REMANDED to the Circuit Court of Jefferson County, Alabama.

Done this 30th day of January 2015.



L. Scott Coogler
United States District Judge
[160704]

¹ In addition to the explanation as to why remand is warranted as stated by the Magistrate Judge in his order, this Court wishes to add the following. Assuming solely for the purposes of argument that Eliot Hoff is not a plaintiff in this action and/or that the counterclaim could be considered an original complaint, Hoff's removal of this action was not timely under 28 U.S.C. § 1446(b) as more than thirty days elapsed between receipt by the plaintiffs (the Hoff's) through service or otherwise of the counterclaim and the removing of the action.