

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
JONESBORO DIVISION**

**SHERRAN K. HALE, Individually and  
as Administrator and Personal Representative  
of the Estate of Robert W. Hale, deceased**

**PLAINTIFF**

**v.**

**No. 3:16-cv-120-DPM**

**EMPIRE EXPRESS, INC.; EMPIRE  
TRANSPORTATION, INC.; and J. ANTHONY  
BRADLEY, Administrator and Personal  
Representative of the Estate of  
Iketha D. Winchester, deceased**

**DEFENDANTS**

**ORDER**

The Court has started work on the pending motions and stumbled into some jurisdictional fogginess. The amended complaint, *No. 33*, says Winchester's estate is pending in the Circuit Court of Crittenden County, Arkansas (probate division). The pleading is silent about her citizenship. The notice of removal says she was a resident of Texas when she died, but this doesn't establish citizenship. *Reece v. Bank of New York Mellon*, 760 F.3d 771, 777 (8th Cir. 2014). Was Winchester an Arkansawyer? If so, does complete diversity exist? Simultaneous briefs due on 29 September 2017.

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

22 September 2017