

E-Filed/JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No.	CV 11-8769-GHK (PJWx)	Date	November 17, 2011
Title	<i>Federal National Mortgage Association v. Richard Barrera, et al.</i>		

Presiding: The Honorable**GEORGE H. KING, U. S. DISTRICT JUDGE**

Beatrice Herrera

N/A

N/A

Deputy Clerk

Court Reporter / Recorder

Tape No.

Attorneys Present for Plaintiffs:

Attorneys Present for Defendant:

None

None

Proceedings: (In Chambers) Order Remanding Case

On November 2, 2011, we issued an Order directing Defendants Richard and Lydia Barrera (“Defendants”) to show cause (“OSC”) why the above-captioned action should not be remanded to state court based on this Court’s lack of subject matter jurisdiction. We noted that we appear to lack subject matter jurisdiction based on diversity because the amount in controversy is alleged to be under \$10,000. We also noted that Defendants made a general allegation of bias by the state court in their Notice of Removal (“NOR”), but that this was insufficient to confer subject matter jurisdiction upon this Court. We cautioned Defendants that the failure to timely and adequately respond to our OSC would be deemed their admission that this Court lacks subject matter jurisdiction. Defendants timely responded to our OSC. However, their response merely repeats the assertions of jurisdiction from their NOR, which we previously explained were insufficient. Accordingly, this case is hereby **REMANDED** to the state court from which it was removed.

IT IS SO ORDERED.

Initials of Deputy Clerk

-- : --
Bea