

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MEMORANDUM

JS 6

Case No. CV 15-2056 DSF (MANx)
CV 15-2079 DSF (MANx)

Date 4/8/15

Title Canyon View Limited v. Wells Fargo Bank, N.A., et al.

Present: The
Honorable

DALE S. FISCHER, United States District Judge

Debra Plato

Not Present

Deputy Clerk

Court Reporter

Attorneys Present for Plaintiffs:

Attorneys Present for Defendants:

Not Present

Not Present

Proceedings: (In Chambers) Order REMANDING Cases

The removing defendant, Wells Fargo Bank, N.A., has failed to establish subject matter jurisdiction over these related cases. Both notices of removal plead only the citizenship of the “managing members” of the LLC defendant¹ and the general partner of the plaintiff limited partnership. Citizenship of an unincorporated entity is based on the citizenship of all of the partners. See Carden v. Arkoma Assocs., 494 U.S. 185, 195-96 (1990).

The cases are REMANDED to the Superior Court of California, County of Los Angeles.

IT IS SO ORDERED.

¹ The notices of removal suggest that the LLC defendant is a nominal party but provide no argument in support of this position.