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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

SCOTT JOHNSON,

Plaintiff,

v.

ESMAIL RAHIMIAN, in his
individual and representative
capacity as Trustee-Rahimian
2005 Family Revocable Living
Trust; PARISA RAHIMIAN, in
her individual and
representative capacity as
Trustee-Rahimian 2005 Family
Revocable Living Trust;
TIFFANY LE, an individual,

Defendants.

No. 2:13-cv-01428-GEB-CKD

**ORDER DENYING DEFENDANTS ESMAIL
AND PARISA RAHIMIAN'S DISMISSAL
MOTION***

Defendants Esmail and Parisa Rahimian seek dismissal of Plaintiff's state claims alleged against them in Plaintiff's First Amended Complaint ("FAC"), arguing that because Plaintiff's sole federal claim upon which subject matter jurisdiction is based is not alleged against them, their motion should be granted. Plaintiff counters that supplemental federal jurisdiction exists "[b]ecause the state law claims against the Rahimians [are] part of the same case or controversy involved with the [referenced] federal claim." (Pl.'s Opp'n 2:2-4, ECF No.

* This matter is deemed suitable for decision without oral argument. E.D. Cal. R. 230(g).

1 18.)

2 The movants rejoin in their reply brief with a
3 conclusory argument that was not included in their opening brief;
4 specifically, that the Court should decline to exercise
5 supplemental jurisdiction over the state claims alleged against
6 them because of the nature of the case. However, a "district
7 court need not consider arguments raised for the first time in a
8 reply brief." Zamani v. Carnes, 491 F.3d 990, 996 (9th Cir.
9 2007). Therefore, this argument is disregarded.

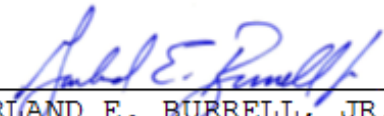
10 Since the movants have not supported their motion with
11 sufficient argument or authority, it is DENIED.

12 Dated: December 10, 2013

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GARIAND E. BURRELL, JR.
Senior United States District Judge

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