

1 before final judgment it appears that the district court lacks subject matter jurisdiction, the case
2 shall be remanded.” 28 U.S.C. § 1447(c).

3 Here, the court finds the case should be remanded to the Sacramento County
4 Superior Court. The amount in controversy is less than \$75,000, and the main issue turns on state
5 law. Removal is improper because this court does not have subject matter jurisdiction under 28
6 U.S.C. § 1331 or § 1332.

7 This case is remanded to Sacramento County Superior Court. Defendant’s IFP
8 motion is DENIED as MOOT.

9 This resolves ECF Nos. 1 and 2.

10 IT IS SO ORDERED.

11 DATED: December 8, 2016.

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15 UNITED STATES DISTRICT JUDGE
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