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5 **UNITED STATES DISTRICT COURT**
6 **NORTHERN DISTRICT OF CALIFORNIA**
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8 JP MORGAN CHASE BANK, N.A.,

9 Plaintiff,

10 v.

11 TERESA LOPEZ, et al.,

12 Defendants.
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Case No.: 4:13-cv-3490 KAW

ORDER OF REMAND

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16 Defendants Theresa Lopez and David Garcia removed this unlawful detainer action from
17 Stanislaus County Superior Court on July 29, 2013. They are proceeding *pro se*.

18 The notice of removal states that this court has diversity jurisdiction over this case. District
19 courts have jurisdiction in civil actions where there is complete diversity of citizenship among the
20 parties and the amount in controversy exceeds \$75,000, exclusive of interest and costs. 28 U.S.C. §
21 1332(a). Here, the complaint alleges that the amount in controversy does not exceed \$10,000.

22 On August 6, 2013, this court ordered Defendants to show cause why the case should not be
23 remanded to Stanislaus County Superior Court for lack of federal jurisdiction. Defendants were given
24 14 days to respond to the court's order. Defendants have not done so.

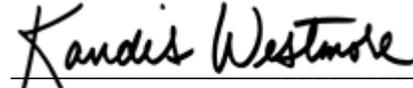
25 In the order to show cause, the court also granted Defendant Garcia's application to proceed *in*
26 *forma pauperis*. The court also ordered that Defendant Lopez, who had not filed an application to
27 proceed *in forma pauperis*, pay the filing fee or file such an application within 14 days of the order.
28 Defendant Lopez has not done so.

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Good cause appearing, the court hereby orders that this case be remanded to Stanislaus County Superior Court.

IT IS SO ORDERED.

DATE: September 10, 2013



KANDIS A. WESTMORE
United States Magistrate Judge