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3 **UNITED STATES DISTRICT COURT**  
4 **NORTHERN DISTRICT OF CALIFORNIA**  
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6 **SENECA INSURANCE COMPANY, INC.,**

7 **PLAINTIFF,**

8 **v.**

9 **CYBERNET ENTERTAINMENT, LLC, ET AL.,**

10 **DEFENDANTS.**

**CASE NO. 16-cv-06554-YGR**

**ORDER RE: NOTICE OF PENDENCY OF  
OTHER ACTION**

**DKT. NO. 28**

11 The Court has reviewed the Notice of Pendency of Other Action or Proceeding (Dkt. No.  
12 28) filed by defendants Cybernet Entertainment, LLC, Kink Studios, LLC, Armory Studios, LLC,  
13 and Peter Acworth. Based upon the representations therein, and the allegations of the complaint,  
14 plaintiff appears to have established federal diversity jurisdiction. *See Johnson v. Columbia*  
15 *Properties Anchorage, LP*, 437 F.3d 894, 899 (9th Cir. 2006) (“LLC is a citizen of every state of  
16 which its owners/members are citizens”); *Siloam Springs Hotel, LLC v. Century Surety Co.*, 781  
17 F.3d 1233, 1237-38 (10th Cir. 2015) (rejecting determination of LLC’s citizenship by “reference  
18 to its state of organization... and, instead, join[ing] all other circuits that have considered the  
19 matter in concluding [LLC] takes the citizenship of all its members”)

20 **IT IS SO ORDERED.**

21 Dated: March 3, 2017

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23 **YVONNE GONZALEZ ROGERS**  
24 **UNITED STATES DISTRICT COURT JUDGE**  
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