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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
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11 DON ALLEN,

12 Plaintiff,

13 v.

14 ESA MANAGEMENT, LLC dba  
15 EXTENDED STAY AMERICA,

16 Defendant.

Case No.: 18-cv-0066-BTM-NLS

**ORDER REGARDING  
DEFENDANT'S RESPONSE TO  
ORDER TO SHOW CAUSE**

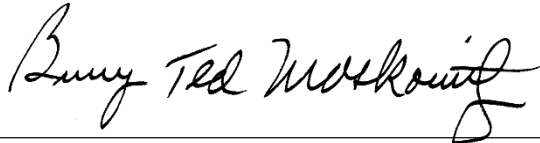
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18 On February 9, 2018, Defendant ESA Management, LLC filed a response to  
19 this Court's January 16, 2018 order to show cause asking Defendant to provide  
20 facts regarding its members' citizenships. (ECF No. 6.) Defendant states that it is  
21 comprised of a sole member, Extended Stay America, Inc., which is incorporated  
22 in the state of Delaware. Defendant, however, has not provided where Extended  
23 Stay America holds its principal place of business. A corporation is a citizen of the  
24 state in which it is incorporated as well as the state in which it has a principal place  
25 of business. 28 U.S.C. § 1332(c)(1). Because it is unclear where Extended Stay  
26 America has its principal place of business, Defendant has not met its burden of  
27 establishing diversity jurisdiction. *See Sanchez v. Monumental Life Ins. Co.*, 102  
28 F.3d 398, 403 (9th Cir. 1996) (concluding that in a removed diversity case,

1 defendants bear the burden of providing the facts to support jurisdiction).

2 Accordingly, Defendant is ordered to appear at the order to show cause  
3 hearing on February 16, 2018 at 11:00 a.m. and provide the Court with the requisite  
4 information to establish diversity jurisdiction.

5 **IT IS SO ORDERED.**

6 Dated: February 14, 2018



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8 Barry Ted Moskowitz, Chief Judge  
9 United States District Court

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