

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

EDWARD J. JABLONSKI,

Plaintiff,

v.

Case No: 2:17-cv-107-FtM-38CM

JASON S. MAZER, MEGHAN C.
MOORE, R. HUGH LUMPKIN,
BRENTON N. VER PLOEG and VER
PLOEG & LUMPKIN, P.A.,

Defendants.

OPINION AND ORDER¹

This matter comes before the Court on review of *pro se* Plaintiff Edward J. Jablonski's response to the Court's Order to Show Cause filed on March 16, 2017. ([Doc. 21](#)). Last month, Jablonski filed a Complaint for breach of contract, unjust enrichment, negligence, fraud, and legal malpractice. ([Doc. 1](#)). Although Jablonski asserted diversity jurisdiction as the basis for this Court's subject matter jurisdiction, he failed to establish a complete diversity of citizenship between himself and each of the named defendants. See [28 U.S.C. § 1332\(a\)](#) (providing federal courts with original jurisdiction over all civil actions where the parties are citizens of different States *and* the amount in controversy

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exceeds \$75,000). Consequently, the Court directed Jablonski to show cause why this case should not be dismissed for failure lack of jurisdiction. ([Doc. 5](#)).

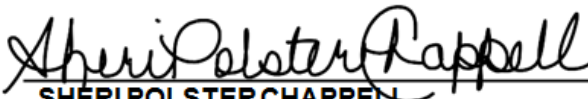
Jablonski's response to the Court's order, however, does not cure the deficiency. ([Doc. 21](#)). The Court, therefore, dismisses this case for lack of subject matter jurisdiction. But, given Jablonski's *pro se* status, the Court will provide him one more opportunity to state the presence of subject matter jurisdiction over this suit.

Accordingly, it is now

ORDERED:

The Complaint ([Doc. 1](#)) is **DISMISSED** for lack of subject matter jurisdiction. Plaintiff Edward Jablonski has on or before **April 3, 2017**, to file an Amended Complaint that adequately pleads federal subject matter jurisdiction. **Failure to comply with this Order will result in this case being dismissed.**

DONE and **ORDERED** in Fort Myers, Florida this 20th day of March, 2017.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record