

U.S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

MARTIN MARIETTA MATERIALS
SOUTHWEST, LLC

CIV. ACT. NO. 17-505

-vs-

JUDGE DRELL

3-B TRUCKING, LLC

MAG. JUDGE PEREZ-MONTES

ORDER

Federal courts are courts of limited jurisdiction, obligated to examine the basis for any exercise of their subject-matter jurisdiction. In re FEMA Trailer Formaldehyde Products Liability Litigation (Mississippi Plaintiffs), 668 F.3d 281 (5th Cir. 2012); Howery v. Allstate Ins. Co., 243 F.3d 912, 916 (5th Cir. 2001). Federal courts are “duty-bound to examine the basis of subject-matter jurisdiction sua sponte.” Union Planters Bank National Association v. Salih, 369 F.3d 457, 460 (5th Cir. 2004).

Where a district court’s subject-matter jurisdiction is premised upon diversity of citizenship, complete diversity is required. Caterpillar, Inc. v. Lewis, 519 U.S. 61 (1996). For purposes of diversity jurisdiction analysis, the citizenship of a limited liability company (“LLC”) is determined according to the citizenship of all of its members. Harvey v. Grey Wolf Drilling Co., 542 F.3d 1077 (5th Cir. 2008).

The complaint filed in this civil action (Doc. 1) alleges diversity of citizenship as the jurisdictional premise. The burden of proving citizenship lies with the party invoking diversity jurisdiction. Getty Oil Corp., Div. of Texaco, Inc. v. Ins. Co. of North. America, 841 F.2d 1254, 1259 (5th Cir. 1988). In order that the court may satisfy its obligation to assure itself of a sound basis for subject matter jurisdiction in this case, it is hereby

ORDERED that **MARTIN MARIETTA MATERIALS SOUTHWEST, LLC** will file evidence into the record specifying the citizenship of both parties within **TWENTY-ONE (21) DAYS** of the issuance of this order.

THUS DONE AND SIGNED at Alexandria, Louisiana this 26th day of April, 2017.



**DEE D. DRELL, CHIEF JUDGE
UNITED STATES DISTRICT JUDGE**