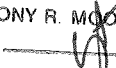


JUL 25 2017

TONY R. MOORE CLERK
BY  DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

b

IONIA MOORE GILLIAM

CIVIL ACTION NO. 17-CV-00733

VERSUS

CHIEF JUDGE DRELL

OUTBACK STEAKHOUSE OF
FLORIDA, L.L.C., *et al.*

MAGISTRATE JUDGE PEREZ-MONTES

SECOND JURISDICTIONAL BRIEFING ORDER

Before the Court is a Complaint removed from a Louisiana state court by Defendants Outback Steakhouse of Florida, L.L.C. and Gallagher Bassett Services, Inc. (Doc. 1). Defendants premise federal jurisdiction on diversity of citizenship, and were ordered to file a Jurisdictional Memorandum showing the citizenship of Outback Steakhouse of Florida, L.L.C.

The citizenship of a limited liability company ("L.L.C."), a limited partnership, or other unincorporated association or entity is determined by the citizenship of all its members. Harvey v. Grey Wolf Drilling Co., 542 F.3d 1077, 1079-80 (5th Cir. 2008).

Defendants show the sole member/owner of Outback Steakhouse of Florida, L.L.C. is OSI Restaurant Partners, L.L.C., another limited liability company (Doc. 10). However, Defendants have not shown the member(s)/owner(s) of OSI Restaurant Partners, L.L.C. and their citizenship. Therefore, the citizenship of Outback Steakhouse of Florida, L.L.C. still cannot be determined.

Therefore, Defendants must specify the member(s)/owner(s) of the OSI Restaurant Partners, L.L.C. and their citizenship.

IT IS ORDERED that, no later than fourteen days from service of this Order on Defendants, Defendants Outback Steakhouse of Florida, L.L.C. and Gallagher Bassett Services, Inc. SHALL FILE: (1) another Jurisdictional Memorandum completely setting forth the citizenship of Outback Steakhouse of Florida, L.L.C. (and OSI Restaurant Partners, L.L.C.); and (2) a motion for leave to amend the jurisdictional allegations of the notice of removal 28 U.S.C. § 1653 to adequately allege diversity jurisdiction.

IT IS FURTHER ORDERED that Plaintiff will be allowed seven days from receipt of Defendants' memorandum regarding jurisdiction to file a response.

THUS DONE AND SIGNED in chambers in Alexandria, Louisiana, this 24th day of July, 2017.



Joseph H.L. Perez-Montes
United States Magistrate Judge