

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

ELLIS MATTHEWS,

*

Plaintiff,

*

v.

*

CIVIL NO. JKB-24-1133

HECTOR E. CABRALES, et al.,

*

Defendants.

*

* * * * *

MEMORANDUM AND ORDER

Plaintiff Ellis Matthews, a citizen of Maryland, filed suit against several Defendants in the Circuit Court for Anne Arundel County. (See ECF No. 14.) This action was removed to this Court by Defendant Home Depot USA, Inc. (“Home Depot”), who contended that removal was appropriate pursuant to 28 U.S.C. § 1332 and that “(a) complete diversity of citizenship exists between Plaintiff and Defendant Home Depot, and (b) the amount in controversy herein exceeds the sum or value of \$75,000, exclusive of interest and costs.” (ECF No. 1.) However, it is well established that 28 U.S.C. § 1332 “requires complete diversity among parties, meaning that the citizenship of every plaintiff must be different from the citizenship of every defendant.” *Cent. W. Va. Energy Co. v. Mountain State Carbon, LLC*, 636 F.3d 101, 103 (4th Cir. 2011) (emphasis added). It does not appear that complete diversity exists in this case because Defendant Hector E. Cabrales is a citizen of Maryland. (See ECF No. 14 (Complaint alleging that Cabrales is a citizen of Maryland); ECF No. 17 (Answer admitting that Cabrales is a citizen of Maryland).)

Accordingly, it is ORDERED that:

1. The parties are DIRECTED to SHOW CAUSE by October 11, 2024 why this case should not be remanded for lack of jurisdiction; and

2. The Scheduling Telephone Conference that is scheduled for October 1, 2024 is
CANCELLED.

DATED this 26 day of September, 2024.

BY THE COURT:

A handwritten signature in blue ink that reads "James K. Bredar". The signature is written in a cursive style and is positioned above a horizontal line.

James K. Bredar
United States District Judge