

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION

PARAMOUNT CONSTRUCTION

PLAINTIFF

V.

CIVIL ACTION NO. 3:17-CV-00242-NBB-RP

BERNARD SNYDER and  
LINDA SNYDER

DEFENDANTS

ORDER

This cause comes before the court, sua sponte, for entry of an order to remand the above-styled and numbered case. Plaintiff Paramount Construction filed the instant landlord-tenant dispute and asserts two counts against the defendants: 1) to show cause as to why they should not be evicted from the premises, and 2) to pay overdue rent in the amount of \$3500. Defendant Bernard Snyder timely removed the action to this court and argues that this court has federal question jurisdiction because, he asserts, Paramount has violated the Fair Housing Act. See 42 U.S.C. § 1331; 42 U.S.C. §§ 3601- 3631.

After reviewing Paramount's pleadings, it is clear that no federal claim has been asserted. Snyder seemingly contends that he has either a federal defense in the instant suit or a federal counter-claim against Paramount, or perhaps both. Neither, however, is sufficient to create jurisdiction where it otherwise does not exist. See *Holmes v. Group, Inc. v. Vornado Air Circulation Sys.*, 535 U.S. 826, 831 (2002); *Caterpillar, Inc. v. Williams*, 482 U.S. 386, 393 (1987). Further, Snyder does not argue nor do the pleadings demonstrate that diversity jurisdiction exists in the instant case. See 42 U.S.C. § 1332.

For these reasons, the court finds that it lacks subject matter jurisdiction over the claims asserted. It is, therefore, **ORDERED AND ADJUDGED** that this case is hereby remanded to the Justice Court of Desoto County, Mississippi.

This, the 14<sup>th</sup> day of December, 2017.

/s/ Neal Biggers

**NEAL B. BIGGERS, JR.**  
**UNITED STATES DISTRICT JUDGE**