

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

VALERIE PERRY by and through  
JEFFREY PERRY as Next Friend, )  
)  
Plaintiff, )  
)  
vs. )  
)  
DILLARDS, INC., )  
)  
Defendant. )

Case No. 4:12CV01127AGF

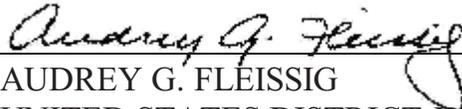
**MEMORANDUM and ORDER**

This matter is before the Court on its own motion. “It is well established that a court has a special obligation to consider whether it has subject matter jurisdiction in every case. This obligation includes the concomitant responsibility ‘to consider sua sponte [the court’s subject matter] jurisdiction . . . where . . . [the court] believe[s] that jurisdiction may be lacking.’” *Hart v. U.S.*, 630 F.3d 1085,1089 (8th Cir. 2011) (quoting *Clark v. Baka*, 593 F.3d 712, 714 (8th Cir. 2010) (per curiam)).

Upon review of the file, the Court questions whether the \$75,000.00 jurisdictional amount in controversy requirement can be satisfied here. Defendant, the removing party and the party invoking federal jurisdiction, must prove the requisite amount by a preponderance of the evidence. *In re Minn. Mut. Life Ins. Co. Sales Practices Litig.*, 346 F.3d 830, 834 (8th Cir. 2003). To satisfy that standard, Defendant must offer “some specific facts or evidence demonstrating that the jurisdictional amount has been met.” *Hill v. Ford Motor Co.*, 324 F. Supp.2d 1028, 1036 (E.D. Mo. 2004).

Accordingly,

**IT IS HEREBY ORDERED** that Defendants shall show cause in writing on or before **Monday, February 11, 2013**, why this matter should not be remanded or dismissed for lack of subject matter jurisdiction.

  
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AUDREY G. FLEISSIG  
UNITED STATES DISTRICT JUDGE

Dated this 1st day of February, 2013.