

No. 4:17-cv-02457-AGF

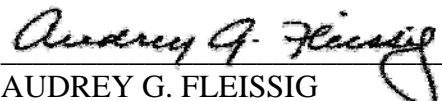
Upon careful review of the notice of removal and the state court petition, the Court finds that Defendants have adequately demonstrated that the amount in controversy exceeded the jurisdictional threshold of \$75,000. Specifically, the Court notes that Plaintiffs assert contract, fraud, and Missouri Merchandising Practices Act claims seeking damages arising out of Defendants' sale of real estate; the exhibits to Plaintiffs' petition reveal that the purchase price for the real estate was \$550,000; and Plaintiffs allege that Defendants "made material misrepresentations" regarding the condition of the real estate and that Plaintiffs have suffered damages including basement flooding "in excess of ten times" and certain areas of the property being "intolerable to occupy in both cold and warm weather." ECF No. 4 at 3-5 & ECF No. 4-1

at 23. These allegations, in conjunction with Plaintiffs' requests for punitive damages and attorneys' fees, are sufficient to meet Defendants' burden of proof on the amount in controversy.

Accordingly,

IT IS HEREBY ORDERED that that Plaintiffs' motion to remand is **DENIED**. ECF No. 8.

The Court will set a Rule 16 conference by separate order.



AUDREY G. FLEISSIG
UNITED STATES DISTRICT JUDGE

Dated this 28th day of November, 2017.