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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

LN MANAGEMENT, LLC SERIES 5664	)
DIVOT,	)
	)
Plaintiff,	)
	)
vs.	)
	)
KIT DANSKER et al.,	)
	)
Defendants.	)

2:13-cv-01420-RCJ-GWF

**ORDER**

This is a removed quiet title action between the buyer of a property at a homeowners' association foreclosure sale and the holders of the first deed of trust. The deed of trust holder moved for summary judgment under *Bourne Valley Court Tr. v. Wells Fargo Bank, N.A.*, 832 F.3d 1154 (9th Cir. 2016). The buyer countered that the Court should remand for lack of diversity under *Weeping Hollow Ave. Tr. v. Spencer*, 831 F.3d 1110 (9th Cir. 2016). Because diversity depended on the citizenships of the yet unknown deceased homeowner's successor(s)-in-interest and the buyer LLC's member(s), the Court gave the parties several months to engage in jurisdictional discovery.

The parties have noted at a status conference that the only fact question potentially preventing diversity jurisdiction would be if one or more of Kit Dansker's successors-in-interest were Nevada residents. But the parties have yet to discover the identities of Dansker's heirs.

1 The dispositive issue at this time is therefore the fact that Dansker's successors have not been  
2 served. The possibility of a future quiet title action by one of those persons does not destroy  
3 complete diversity where the state citizenships of such persons is unknown. There being no lack  
4 of diversity between the joined and served parties, the Court is satisfied of its jurisdiction and  
5 will not delay the case any longer. Any party later discovering a lack of subject matter  
6 jurisdiction may bring the issue to the attention of the Court.

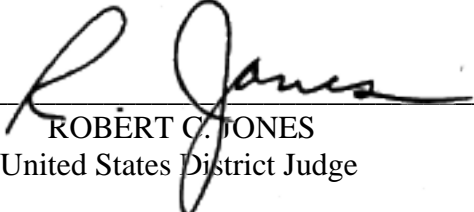
7 **CONCLUSION**

8 IT IS HEREBY ORDERED that the Motion to Compel (ECF No. 75) is DENIED as  
9 moot.

10 IT IS FURTHER ORDERED that the parties shall consult with the Magistrate Judge  
11 forthwith to establish a scheduling order.

12 IT IS SO ORDERED.

13 Dated this 24th day of August, 2017.

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17 ROBERT C. JONES  
18 United States District Judge  
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