

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3  
4 THE BANK OF NEW YORK MELLON  
5 FKA THE BANK OF NEW YORK, et al.,

6 Plaintiff

7 v.

8 CATMINT BPB TRUST, et al.,

9 Defendants

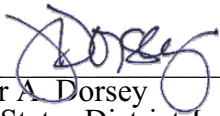
Case No. 2:15-cv-02173-JAD-VCF

**Order Discharging Obligations under the  
Order to Show Cause Why This Case  
Should Not Be Dismissed for Want of  
Subject-matter Jurisdiction**

10 Questioning the sufficiency of the citizenship allegations in the complaint, I ordered  
11 plaintiff to show cause why this case should not be dismissed for want of subject-matter  
12 jurisdiction. ECF No. 18. Plaintiff timely responded. *See* ECF No. 19. Although plaintiff's  
13 response did not demonstrate to my satisfaction a basis for finding subject-matter jurisdiction,  
14 my closer review of the amended complaint reveals that plaintiff is challenging the  
15 constitutionality of NRS Chapter 116 and has thus presented a federal question on the face of the  
16 properly pleaded complaint that gives this court jurisdiction to hear this case. *See Hall v. N. Am.*  
17 *Van Lines, Inc*, 476 F.3d 683, 687 (9th Cir. 2007) ("The presence or absence of federal-question  
18 jurisdiction is governed by the 'well-pleaded complaint rule,' which provides that federal  
19 jurisdiction exists only when a federal question is presented on the face of the plaintiff's properly  
20 pleaded complaint."); ECF No. 22 at 9–10.

21 Accordingly, with good cause appearing, IT IS HEREBY ORDERED that plaintiff's  
22 obligations under the order to show cause [ECF No.18] are deemed to have been discharged.

23 Dated: April 20, 2016.

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26 Jennifer A. Dorsey  
27 United States District Judge  
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