

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE34 Franklin Street, LLC

v.

Civil No. 08-cv-00478-JL

Grace Fellowship of
Nashua, Inc.**O R D E R**

The defendant's motion to dismiss on the basis of an absence of diversity (document no. 7) is DENIED. There is complete diversity between the parties. The defendant is a New Hampshire corporation operating in New Hampshire. See Diaz-Rodriguez v. Pep Boys Corp., 410 F.3d 56, 61 (1st Cir. 2005). The plaintiff is a Delaware limited liability company whose sole member is a Delaware limited partnership. See Pramco, 435 F.3d 51, 54-55 (1st Cir. 2006). Further, none of the general or limited partners of that limited partnership are citizens of New Hampshire. See id. at 54; Meyerson v. Harrah's E. Chicago Casino, 299 F.3d 616, 617 (7th Cir. 2002) ("the citizenship of unincorporated associations must be traced through however many layers of partners or members there may be").

SO ORDERED.



Joseph N. Laplante
United States District Judge

Dated: April 2, 2009

cc: Alexander G. Rheaume, Esq.
Dennis E. McKenna, Esq.
John F. Bisson, Esq.