

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
No. 5:15-CV-235-D

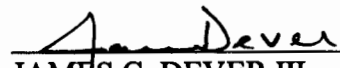
PREMIER DEALER SERVICES, INC., )  
)  
Plaintiff, )  
)  
v. )  
)  
SOUTHERN STATES IMPORTS, INC., )  
CREDITOR'S CAPTIVE FORMATION )  
CORP., and JOHN DOES 1 THROUGH 10, )  
)  
Defendants. )

**ORDER**

The court has subject-matter jurisdiction pursuant to 28 U.S.C. § 1331 over plaintiff's federal claims and supplemental jurisdiction pursuant to 28 U.S.C. § 1367(a) over plaintiff's state-law claims. See Compl. [D.E. 1] ¶¶ 33, 35. Thus, Creditor's Captive Formation Corp.'s motion to dismiss under Federal Rule of Civil Procedure 12(b)(1) [D.E. 16] is DENIED.

As for Creditor's Captive Formation Corp.'s motion to dismiss for lack of personal jurisdiction under Federal Rule of Civil Procedure 12(b)(2), the motion [D.E. 16] is DENIED without prejudice. Instead, plaintiff's motion for jurisdictional discovery [D.E. 21] is GRANTED. Following jurisdictional discovery, Creditor's Captive Formation Corp. may file another motion to dismiss for lack of personal jurisdiction if such a motion comports with Rule 11.

SO ORDERED. This 7 day of December 2015.

  
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JAMES C. DEVER III  
Chief United States District Judge