

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

FLORA JANE ENGELBRECHT,

Plaintiff,

Case No. 3:14-cv-405

Judge Thomas M. Rose

-v-

CALVIN E. DUNN, et al,

Defendants.

**ENTRY AND ORDER GIVING DEFENDANT GREEN LIGHT TRUCKING
LLC UNTIL NOT LATER THAN JANUARY 5, 2015 TO INFORM THE
COURT OF THE NAME AND CITIZENSHIP OF EACH OF ITS
MEMBERS**

According to the Complaint filed in this matter, named Defendant Green Light Trucking is a limited liability company. (Doc. #1, ¶3.) This case was filed in this Court based upon this Court having subject matter jurisdiction due to diversity of citizenship. However, this Court is unable to determine if it has the power to adjudicate this matter.

For diversity of citizenship to exist, the Plaintiffs' citizenships must be diverse from Defendant's citizenships. Further, "[t]he general rule is that all unincorporated entities - of which a limited liability company is one - have the citizenship of each partner or member." *Delay v. Rosenthal Collins Group, LLC*, 585 F.3d 1003, 1005 (6th Cir. 2009). Thus, without confirming the citizenship of each member of Defendant Green Light Trucking L.L.C., the Court cannot confirm that diversity of citizenship exists and that it has subject matter jurisdiction to proceed. Therefore, Defendant Green Light Trucking L.L.C. is given until not later than January 5, 2015, to inform the Court of the name and citizenship of each member.

DONE and **ORDERED** in Dayton, Ohio this Twenty-Fifth Day of November, 2014.

s/Thomas M. Rose

THOMAS M. ROSE
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record