

**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.**

---

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

---

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 subject matter jurisdiction, and Plaintiff Flora Jane Engelbrecht has the burden of proving that this Court has subject matter jurisdiction. *See Madison-Hughes v. Shalala*, 80 F.3d 1121, 1130 (6th Cir. 1996).

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 knowing 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, Plaintiff Flora Jane Engelbrecht is given until not later than January 5, 2015, to

inform the Court of the name and citizenship of each member of named Defendant Green Light Trucking, LLC.

**DONE** and **ORDERED** in Dayton, Ohio this Third Day of December, 2014.

**s/Thomas M. Rose**

---

THOMAS M. ROSE  
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record