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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH  
CENTRAL DIVISION

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ELESHA SOTO,

Plaintiff,

v.

TARA KALATZES and GUS  
KALATZES,

Defendants.

MEMORANDUM DECISION AND  
ORDER OF DISMISSAL  
WITHOUT PREJUDICE

Case No. 2:21-CV-223-TS-JCB

District Judge Ted Stewart

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Plaintiff brings this complaint *pro se* against Defendants for events related to the lease of a property in Price, Utah. For the following reasons, the Court will dismiss the complaint *sua sponte* for lack of subject matter jurisdiction.<sup>1</sup>

This Court can only hear cases with federal question jurisdiction—where the action arises under federal laws<sup>2</sup>—or diversity jurisdiction—where the controversy is between citizens of different states and the amount in controversy exceeds \$75,000.<sup>3</sup> Here, the complaint only alleges state-law claims, Plaintiff and Defendants are all citizens of Utah, and the amount in controversy is \$25,000. Thus, there is no federal question or diversity jurisdiction.

Based on those defects, Plaintiff’s complaint is DISMISSED without prejudice for lack of subject matter jurisdiction.

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<sup>1</sup> *City of Albuquerque v. Soto Enters., Inc.*, 864 F.3d 1089, 1093 (10th Cir. 2017) (“[T]he district courts have an independent obligation to address their own subject-matter jurisdiction and can dismiss actions *sua sponte* for lack of subject-matter jurisdiction.”).

<sup>2</sup> 28 U.S.C. § 1331.

<sup>3</sup> *Id.* § 1332.

DATED June 8, 2021.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Stewart", written in a cursive style.

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TED STEWART  
United States District Judge