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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 SIVA RAMA RAO KOTAPATI,

10 Plaintiff,

11 v.

12 HAE YOUNG KIM, and All Occupants of the
13 Premises located at 18611 37th Dr. SE,
14 Bothell, WA 98102,

15 Defendant.

Case No. C17-0593RSL

ORDER

16 Plaintiff Siva Rama Rao Kotapati filed this unlawful detainer action in state court.
17 On April 17, 2017, defendant Hae Young Kim removed the case to federal court alleging
18 that the Court has jurisdiction based on an issue of federal bankruptcy law and/or
19 diversity of citizenship. The Court ordered defendant to show cause why this case should
20 not be remanded to state court for lack of subject matter jurisdiction. Although no
21 response was received by the date specified in the Court's order, there seems to have been
22 a delay in service: a response to the order to show cause was received on May 15, 2017.

23 The Court finds that remand is nevertheless appropriate. Defendant argues that this
24 Court has jurisdiction over this unlawful detainer action because he is a dependent of
25 active military personnel under 50 U.S.C. § 3932. This argument is factually and legally
26 deficient. The "Enlisted Record Brief" submitted by defendant is for Eugene Young Kim
who, according to the document, has no dependents. The statute upon which defendant

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