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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DOMINIQUE M. KEIMBAYE;

Plaintiff,

v.

GROUP HEALTH COOPERATIVES/
KAISER PERMANENTE, ET AL.,

Defendants.

Case No. C17-963MJP

ORDER GRANTING MOTION TO
DISMISS

This matter comes before the Court on Defendants’ Motion to Dismiss pursuant to Federal Rules of Civil Procedure 12(b)(1), (5) and (6). Dkt. #14. Plaintiff Dominique Keimbaye opposes the Motion. Dkt. #22.

The Court has reviewed Defendants’ Motion and the remainder of the record and finds that dismissal without prejudice is warranted. The Court need not discuss the underlying facts of this case to reach this conclusion. Defendants are correct that Plaintiff’s Complaint does not establish subject matter jurisdiction. There are no allegations that could be construed to support diversity jurisdiction pursuant to 28 U.S.C. § 1332(a). There is also no claim establishing federal question jurisdiction under 28 U.S.C. § 1331, for example a claim under Title VII of the Civil Rights Act. Plaintiff’s nebulous citation to “federal and State labor laws” in the Complaint is insufficient, *see* Dkt. #1 at 2, and Defendants are correct that a claim for an unfair labor practice under federal labor law would require Plaintiff to show that he brought such a claim to the NLRB

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