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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 FEDERAL HOME LOAN MORTGAGE  
9 CORPORATION,

10 Plaintiff,

11 v.

12 MICHAEL D. MARTIN, et al.,

13 Defendants.

CASE NO. C13-5720 BHS

ORDER REMANDING CASE

14 This matter comes before the Court on Defendants' notice of removal and related  
15 documents. Dkt. 1.

16 On October 14, 2013, Plaintiff filed an unlawful detainer action in Clark County  
17 Superior Court for the State of Washington. *Id.* On December 3, 2013, Defendants  
18 removed the action to this Court. *Id.*

19 The notice of removal of a civil action or proceeding shall be filed within 30 days  
20 after the receipt by the defendant, through service or otherwise, of a copy of the initial  
21 pleading setting forth the claim for relief upon which such action or proceeding is based,  
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1 or within 30 days after the service of summons upon the defendant if such initial pleading  
2 has then been filed in court and is not required to be served on the defendant, whichever  
3 period is shorter. 28 U.S.C. § 1446(b)(1). Moreover, if at any time before final judgment  
4 it appears that the district court lacks subject matter jurisdiction, the case shall be  
5 remanded. 28 U.S.C. § 1447(c).

6 In this case, Defendants' removal is deficient because the Court lacks subject  
7 matter jurisdiction over Plaintiff's action. An unlawful detainer action is a state law  
8 action for possession of real property. Federal courts are courts of limited jurisdiction,  
9 and such an action to obtain possession of real property does not create jurisdiction in this  
10 court. Therefore, the Court *sua sponte* **REMANDS** the matter to Clark County Superior  
11 Court.

12 **IT IS SO ORDERED.**

13 Dated this 4th day of December, 2013.

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BENJAMIN H. SETTLE  
17 United States District Judge  
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