

**Clerk, U.S. District and
Bankruptcy Courts**

Defendant.

Civil Action No.

09 1407

Unlike state courts of general jurisdiction, federal district courts have limited jurisdiction. A federal district court has jurisdiction in civil actions arising under the Constitution, laws or treaties of the United States. *See* 28 U.S.C. § 1331. Here, however, the facts alleged do not suggest claims that arise under the Constitution or the laws or treaties of the United States. A

exceeds \$75,000 and is between citizens of different states. *See* 28 C.F.R. §1332(a). But here, while it appears that the parties have diverse citizenship, the plaintiff does not identify an amount in controversy and the factual allegations do not suggest that the amount is over \$75,000. Accordingly, the Court will dismiss the complaint, without prejudice, for lack of subject matter jurisdiction.

A separate order accompanies this memorandum opinion.

Date: 7/22/09


United States District Judge