FILED

## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

APR 2 9 2008

Clerk, U.S. District and Bankruptcy Courts

| Daundra Grier,                | )                 | Bankruptcy |
|-------------------------------|-------------------|------------|
| Plaintiff,                    | )                 |            |
| V.                            | ) Civil Action No | 08 0741    |
| Dart Bus Service of Delaware, | )                 |            |
| Defendant.                    | ý                 |            |

## MEMORANDUM OPINION

This matter is before the Court on plaintiff's *pro se* complaint and application to proceed *in forma pauperis*. The Court will grant plaintiff's application and dismiss the complaint for lack of subject-matter jurisdiction.

The subject-matter jurisdiction of the federal district courts is limited and is set forth generally at 28 U.S.C. §§ 1331 and 1332. Under those statutes, federal jurisdiction is available only when a "federal question" is presented or the parties are of diverse citizenship and the amount in controversy exceeds \$75,000. A party seeking relief in the district court must at least plead facts that bring the suit within the court's jurisdiction. *See* Fed. R. Civ. P. 8(a). Failure to plead such facts warrants dismissal of the action. *See* Fed. R. Civ. P. 12(h)(3).

In what can only be construed as a diversity action, Plaintiff, a temporary resident of the District of Columbia, sues the Dart Bus Service of Delaware for personal injury stemming from an auto accident in Wilmington, Delaware. She seeks \$5,000 for medical expenses. The amount in controversy is insufficient to bring the case within federal court jurisdiction. Accordingly, the complaint will be dismissed by separate Order issued contemporaneously.

United States District Judge



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