

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

JAN 17 2018

Clerk, U.S. District & Bankruptcy
Courts for the District of Columbia

SHARON RUCKER,

Plaintiff,

v.

JOHN KABACINSKI,

Defendant.

Civil Action No. 17-2369 (UNA)

MEMORANDUM OPINION

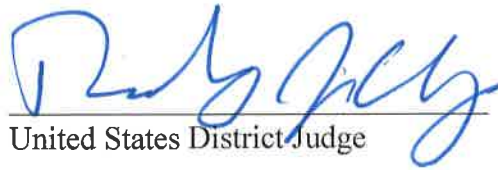
The plaintiff brings this action against her grandson, whose behavior and misdeeds have resulted in property damage and emotional distress, among other harms.¹ Federal district courts have jurisdiction in civil actions arising under the Constitution, laws or treaties of the United States. *See* 28 U.S.C. § 1331. In addition, federal district courts have jurisdiction over civil actions where the matter in controversy exceeds \$75,000, and the suit is between citizens of different states. *See* 28 U.S.C. § 1332(a). The complaint does not articulate a claim arising under the United States Constitution or federal law; therefore, the plaintiff does not demonstrate federal question jurisdiction. Although the parties appear to be citizens of different states, the complaint does not indicate whether the amount in controversy exceeds \$75,000. For this reason, the plaintiff also fails to establish diversity jurisdiction.

¹ Although the Complaint appears to list two additional plaintiffs, Charles Rucker and Andie Kabacinski, only plaintiff Sharon Rucker submits an application to proceed *in forma pauperis*. The Court treats the Complaint as if it had been filed by Sharon Rucker alone.

The Court will grant the plaintiff's application to proceed *in forma pauperis* and dismiss the complaint without prejudice for lack of subject matter jurisdiction. An Order is issued separately.

DATE:

1/17/18



United States District Judge