

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF
CALIFORNIA

Olga Kirpicheva v. Bosh Enterprises, LLC

Kirpicheva · No. 2:25-cv-08651-SB-AJR · Decided September 25, 2025

SUMMARY

The United States District Court for the Central District of California ordered the defendants to show cause why the court has subject-matter jurisdiction over the removed action. The court explained that, because Bosh Enterprises, LLC is an LLC, the defendants must establish the citizenship of each member and demonstrate complete diversity by October 6, 2025, or the case will be remanded.

CASE DETAILS

COURT	United States District Court for the Central District of California
WRITING FOR THE COURT	Stanley Blumenfeld, Jr.
JURISDICTION	United States District Court for the Central District of California
DECIDED	September 25, 2025
DOCKET	2:25-cv-08651-SB-AJR
DISPOSITION	other
PROCEDURAL POSTURE	Plaintiff filed the action in California state court, and Defendants removed it to the United States District Court for the Central District of California on the asserted basis of diversity jurisdiction. The federal court issued an order to show cause requiring Defendants to establish complete diversity of citizenship.
STANDARD OF REVIEW	The court independently assesses subject-matter jurisdiction sua sponte and may consider jurisdiction at any stage of the proceedings.
PRECEDENTIAL VALUE	nonprecedential

TOPICS

- subject matter jurisdiction
- civil procedure
- federalism

PRACTICE AREAS

- civil procedure
- federal jurisdiction
- removal

QUESTIONS PRESENTED

1. Whether the federal court has subject-matter jurisdiction based on complete diversity of citizenship.
2. Whether Defendants adequately established the citizenship of Bosh Enterprises, LLC for purposes of diversity jurisdiction.

HOLDINGS

1. A federal district court has a duty to assess whether subject-matter jurisdiction exists and may consider the issue sua sponte at any stage of the proceedings.
2. A removing defendant relying on diversity jurisdiction must establish complete diversity by demonstrating the citizenship of each member of a limited liability company.

KEY QUOTATIONS

“Article III generally requires a federal court to satisfy itself of its jurisdiction over the subject matter before it considers the merits of a case”

FACTUAL BACKGROUND

Plaintiff filed the complaint in state court, and Defendants removed the action based on diversity jurisdiction. The notice of removal identified Bosh Enterprises, LLC's state of incorporation as Nevada and its principal place of business as Texas, but did not identify the citizenship of each LLC member.

PROCEDURAL HISTORY

Plaintiff Olga Kirpicheva filed the complaint in state court on August 1, 2025. Defendants filed a notice of removal on September 11, 2025, invoking diversity jurisdiction. On September 25, 2025, the district court sua sponte questioned whether subject-matter jurisdiction existed and ordered Defendants to demonstrate the citizenship of every member of Bosh Enterprises, LLC by October 6, 2025.

DISPOSITION

other

REMAND INSTRUCTIONS

Defendants must show cause in writing by October 6, 2025, why the court has jurisdiction by demonstrating complete diversity of citizenship between the parties. Failure to timely comply will result in remand.

CASES CITED

- Kokkonen v. Guardian Life Ins. Co., 511 U.S. 375, 377 (1994)
- Allstate Ins. Co. v. Hughes, 358 F.3d 1089, 1093 (9th Cir. 2004)
- Ruhrgas AG v. Marathon Oil Co., 526 U.S. 574, 583 (1999)
- Caterpillar Inc. v. Lewis, 519 U.S. 61, 68 (1996)

- *Kanter v. Warner-Lambert Co.*, 265 F.3d 853, 857 (9th Cir. 2001)
- *Johnson v. Columbia Props. Anchorage, LP*, 437 F.3d 894, 899 (9th Cir. 2006)

OPINION

Olga Kirpicheva v. Bosh Enterprises, LLC

PER CURIAM.

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

OLGA KIRPICHEVA, Case No. 2:25-cv-08651-SB-AJR Plaintiff,

v. ORDER TO SHOW CAUSE RE

SUBJECT-MATTER

BOSH ENTERPRISES, LLC et al., JURISDICTION

Defendants. Plaintiff Olga Kirpicheva filed the complaint in state court on August 1, 2025. Defendants filed a notice of removal on September 11, 2025. Dkt. No. 1. Federal courts have subject-matter jurisdiction only over matters authorized by the Constitution and Congress. *Kokkonen v. Guardian Life Ins. Co.*, 511 U.S. 375, 377 (1994). This Court has a duty to assess whether federal subject-matter jurisdiction exists and may consider the issue sua sponte at any stage of the proceedings. *Allstate Ins. Co. v. Hughes*, 358 F.3d 1089, 1093 (9th Cir. 2004); see also *Ruhrgas AG v. Marathon Oil Co.*, 526 U.S. 574, 583 (1999) (recognizing that “Article III generally requires a federal court to satisfy itself of its jurisdiction over the subject matter before it considers the merits of a case”). A federal district court has original jurisdiction over a civil action when (1) a federal question is presented in an action “arising under the Constitution, laws, or treaties of the United States” or (2) there is complete diversity of citizenship between the parties and the amount in controversy exceeds \$75,000. 28 U.S.C. §§ 1331, 1332(a). Complete diversity means that each of the plaintiffs must be a citizen of a different state than each of the defendants. *Caterpillar Inc. v. Lewis*, 519 U.S. 61, 68 (1996). A removing defendant invoking diversity jurisdiction is generally required to “affirmatively allege the actual citizenship of the relevant parties.” *Kanter v. Warner-Lambert Co.*, 265 F.3d 853, 857 (9th Cir. 2001). Defendants removed on the basis of diversity. In their notice of removal, Defendants identified Bosh Enterprises, LLC’s state of incorporation (Nevada) and the state of its principal place of business (Texas). Dkt. No. 1 at 3. But it appears that Bosh Enterprises, LLC is a limited liability company. And the citizenship of a limited liability company is determined by the citizenship of each of its members. *Johnson v. Columbia Props. Anchorage, LP*, 437 F.3d 894, 899 (9th Cir. 2006). Defendant Bosh Enterprises, LLC needs to show that diversity is complete as to all its members. Accordingly, Defendants are ORDERED to show cause, in writing, by no later than October 6, 2025, why the Court has jurisdiction over this case by demonstrating complete diversity of citizenship between the parties. Failure to timely comply will result in remand. Date: September 25, 2025

Stanley Blumenfeld, Jr. United States District Judge

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