

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MONTANA,
BUTTE DIVISION

**Bozeman Multi-Level Shopping Complex a/k/a Bozeman Hotel
Owners’ Association, on its behalf and on the behalf of individual
owners v. City of Bozeman, a municipal corporation**

CV 25-98-BU-WWM · No. CV 25-98-BU-WWM · Decided January 2, 2026

SUMMARY

The United States District Court for the District of Montana granted the parties’ joint motion to remand after the plaintiff’s amended complaint removed all federal-law claims. Relying on *Royal Canin U.S.A., Inc. v. Wullschleger*, the court held that federal-question and supplemental jurisdiction no longer supported the case and directed the Clerk to remand it to Montana’s Eighteenth Judicial District Court in Gallatin County.

CASE DETAILS

COURT	United States District Court for the District of Montana, Butte Division
WRITING FOR THE COURT	William W. Mercer
JURISDICTION	United States District Court for the District of Montana, Butte Division
DECIDED	January 2, 2026
DOCKET	CV 25-98-BU-WWM
DISPOSITION	remanded
PROCEDURAL POSTURE	After removal from Montana state court, Plaintiff amended its complaint to remove all federal-law claims. The parties jointly moved to remand.
PRECEDENTIAL VALUE	Unpublished district court order; persuasive authority only
PARTIES	Bozeman Multi-Level Shopping Complex a/k/a Bozeman Hotel Owners’ Association, on its behalf and on the behalf of individual owners v. City of Bozeman, a municipal corporation

TOPICS

- subject matter jurisdiction
- pleadings
- federalism
- civil procedure

PRACTICE AREAS

civil procedure

federal jurisdiction

removal and remand

municipal law

QUESTIONS PRESENTED

1. Whether a federal court must remand a removed action when the plaintiff's post-removal amended complaint eliminates all federal-law claims and leaves only state-law claims.

HOLDINGS

1. When a plaintiff amends the operative complaint after removal to eliminate all federal-law claims, federal-question jurisdiction dissolves and supplemental jurisdiction over the remaining state-law claims disappears; the federal court must remand the case to state court.

KEY QUOTATIONS

"When a plaintiff, after removal, cuts out all her federal-law claims, federal-question jurisdiction dissolves. And with any federal anchor gone, supplemental jurisdiction over the residual state claims disappears as well. The operative pleading no longer supports federal jurisdiction, and the federal court must remand the case to state court where it started." (at 1)

FACTUAL BACKGROUND

Plaintiff filed an action that was removed to federal court. After removal, Plaintiff amended its complaint to eliminate all federal-law claims, leaving only state-law claims. The parties agreed that the case should be remanded to state court.

PROCEDURAL HISTORY

The case was removed to the United States District Court for the District of Montana. Plaintiff's amended complaint eliminated all federal claims, and the parties stipulated to remand. The court granted the joint motion and directed the Clerk to send a certified copy of the order to Montana's Eighteenth Judicial District Court in Gallatin County.

DISPOSITION

remanded

REMAND INSTRUCTIONS

The Clerk of Court must mail a certified copy of the order to the Clerk of Court for Montana's Eighteenth Judicial District Court, Gallatin County. The state court may then proceed with the case, and the Clerk must notify the parties.

CASES CITED

- Royal Canin U.S.A., Inc. v. Wulfschleger, 604 U.S. 22, 39, 145 S. Ct. 41, 54-55 (2025)

OPINION

Bozeman Multi-Level Shopping Complex a/k/a Bozeman Hotel Owners' Association, on its behalf
and on the behalf of individual owners v. City of Bozeman, a municipal corporation

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MONTANA

BUTTE DIVISION

BOZEMAN MULTI-LEVEL

SHOPPING COMPLEX a/k/a CV 25-98-BU-WWM

BOZEMAN HOTEL OWNERS'

ASSOCIATION, on its behalf and on the behalf of individual owners ORDER Plaintiff, vs. CITY
OF BOZEMAN, a municipal corporation, Defendant. Plaintiff's Amended Complaint (Doc. 15)
removes all federal law claims. The United States Supreme Court recently clarified that, under
these circumstances, remand is required. *Royal Canin U.S.A., Inc. v. Wullschleger*, 604 U.S. 22,
39, 145 S. Ct. 41, 54-55 (2025) ("When a plaintiff, after removal, cuts out all her federal-law
claims, federal-question jurisdiction dissolves. And with any federal anchor gone, supplemental
jurisdiction over the residual state claims disappears as well. The operative pleading no longer
supports federal jurisdiction, and the federal court must remand the case to state court where it
started."). The parties stipulate and move the Court to remand this case to state court consistent
with the Supreme Court's holding in *Royal Canin*. Accordingly, IT IS HEREBY ORDERED that
the parties' joint motion to remand (Doc. 16) is GRANTED. IT IS FURTHER ORDERED that the
Clerk of Court shall mail a certified copy of this Order to the Clerk of Court for Montana's
Eighteenth Judicial District Court, Gallatin County. The state court may thereupon proceed with
the case. The Clerk of Court is directed to notify the parties of the making of this Order. DATED
this 2nd day of January, 2026. i) Men

WILLIAM W. MERCER

UNITED STATES DISTRICT JUDGE