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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DODOCASE VR, INC., et al.,
Plaintiffs,
v.
MERCHSOURCE, LLC, et al.,
Defendants.

Case No. [17-cv-07088-AGT](#)

**ORDER TO SHOW CAUSE RE:
SUBJECT-MATTER JURISDICTION**

Plaintiffs voluntarily amended their complaint earlier this year. In their operative, third amended complaint, they dropped all federal claims. The only remaining claim is a state-law claim for breach of a license agreement. Plaintiffs have asked the Court to exercise supplemental jurisdiction over this state-law claim, under 28 U.S.C. § 1367. *See* ECF No. 153, TAC ¶¶ 26–27.

When a plaintiff voluntarily amends his complaint to withdraw all federal claims, district courts cannot exercise supplemental jurisdiction over state-law claims that remain. *See Pintando v. Miami–Dade Housing Agency*, 501 F.3d 1241, 1242–44 (11th Cir. 2007); *Wellness Cmty.–Nat’l v. Wellness House*, 70 F.3d 46, 50 (7th Cir. 1995); *see also* 13D Charles A. Wright & Arthur R. Miller, *Federal Practice & Procedure* § 3567 & n. 50 (3d ed., updated Apr. 2020).

As federal subject-matter jurisdiction appears to be lacking, the Court orders the parties to show cause, by Monday, June 15, as to why this case shouldn’t be dismissed.

IT IS SO ORDERED.

Dated: May 29, 2020



ALEX G. TSE
United States Magistrate Judge

United States District Court
Northern District of California