

IN THE
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF ILLINOIS
PEORIA DIVISION

ANGELA BETANCOURT,
Plaintiff,

v.

RIVIAN AUTOMOTIVE, LLC,
Defendant.

Case No. 1:22-cv-01299-JES-JEH

Order

The Plaintiff's Complaint (Doc. 1) asserts diversity of citizenship as the basis of the Court's subject matter jurisdiction. The allegations of the Complaint do not sufficiently support that assertion.

The Complaint alleges the following information about the parties. Plaintiff Angela Betancourt is a citizen of Bloomington, Illinois. Defendant Rivian Automotive, LLC at all relevant times maintained a principal place of business in Irvine, California and is headquartered in Irvine, California.

Citizenship for diversity purposes of a limited liability company is the citizenship of each of its members. *Wise v. Wachovia Securities, LLC*, 450 F.3d 265, 267 (7th Cir. 2006). The Court must know the identity of each member of a LLC as well as each member's citizenship. *Thomas v. Guardsmark, LLC*, 487 F.3d 531, 534 (7th Cir. 2007). If applicable, the Court must also know each member's members' citizenship. *Id.* Here, the Plaintiff's allegations as to Rivian are insufficient.

The Court may grant leave to amend defective allegations of subject matter jurisdiction pursuant to 28 U.S.C. § 1653. *See also Leaf v. Supreme Court of State of Wis.*, 979 F.2d 589, 595 (7th Cir. 1992) ("[L]eave to amend defective allegations of

subject matter jurisdiction should be freely given"). Accordingly, the Plaintiff is directed to file an amended complaint within 14 days of this date that adequately alleges the factual basis for this Court's jurisdiction.

It is so ordered.

Entered on September 7, 2022.

s/Jonathan E. Hawley
U.S. MAGISTRATE JUDGE