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Attorneys for Defendants
Kyle David Grant; Travis Paul Grant and
Mariel Lizette Grant

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

Renee Ivchenko, a married woman,

Plaintiff,

v.

Kyle David Grant; Travis Paul Grant;
Mariel Lizette Grant; d/b/a
Rapsheets.org and Bailbondcity.com;
John Does and Jane Does I–X; Black
Corporations I–X; and White
Companies I–X,

Defendants.

Case No. _____

NOTICE OF REMOVAL

Defendants Kyle David Grant, Travis Paul Grant and Mariel Lizette Grant (“Defendants”) give notice that this action is hereby removed from the Maricopa County Superior Court to the United States District Court for the District of Arizona pursuant to 28 U.S.C. §§ 1441 and 1446.

Pursuant to District Court Local Rule LRCiv 3.6(a), undersigned counsel certifies that a copy of this Notice has been filed with the Clerk of the Maricopa County Superior Court in the original state court proceeding, Case No. CV2019-090493.

1. Removal Is Timely Pursuant to 28 U.S.C. § 1446(b)

The original Complaint in this matter, attached hereto as Exhibit A, was filed in the Maricopa County Superior Court on May 9, 2019. Defendants’ first notice of this action

1 occurred when the Complaint and summons were served on the first defendant, Mariel
2 Grant, on May 16, 2019. This matter was removed less than thirty days thereafter.
3 Removal is therefore timely pursuant to 28 U.S.C. § 1446(b)(1).

4 **2. The District Court Has Diversity Jurisdiction**

5 The District Court possesses diversity jurisdiction over this matter pursuant to 28
6 U.S.C. § 1332(a)(1). According to ¶ 1 of the state-court Complaint, the Plaintiff is a
7 citizen of the State of Arizona residing in Maricopa County. According to ¶ 2 of the
8 Complaint, each Defendant is a citizen of the State of Florida. There is thus complete
9 diversity of citizenship between the Plaintiff and all Defendants.

10 According to ¶ 42 of the Complaint as well as its prayer for relief, Plaintiff seeks
11 compensatory damages in excess of \$1,000,000.00, plus punitive damages, plus
12 attorney's fees. This establishes that the amount in controversy exceeds \$75,000.00.
13 Accordingly, this court possesses diversity jurisdiction. *See Home Depot U. S. A., Inc. v.*
14 *Jackson*, No. 17-1471, 2019 WL 2257158, *2 (May 28, 2019); *Valdez v. Allstate Ins. Co.*,
15 372 F.3d 1115, 1117 (9th Cir. 2004).

16 **3. All Served Defendants Consent to Removal**

17 All three named Defendants consent to and join in removal of this action. Consent
18 and joinder by the unknown John/Jane Doe Defendants is not required. *See Fristoe v.*
19 *Reynolds Metals Co.*, 615 F.2d 1209, 1213 (9th Cir. 1980) (explaining, “the unknown
20 defendants sued as ‘Does’ need not be joined in a removal petition.”) (citing *Ronson Art*
21 *Metal Works, Inc. v. Hilton Lite Corp.*, 111 F.Supp. 691 (N.D.Cal. 1953); *Grigg v.*
22 *Southern Pacific Co.*, 246 F.2d 613, 619–20 (9th Cir. 1957)).

23 **4. State Court Pleadings/State Court Record**

24 Copies of the Complaint and all pleadings filed in the state court proceedings
25 Defendants are attached hereto as **Exhibit A**. Pursuant to Arizona District Court Local
26 Rule LRCiv 3.6(b), undersigned counsel verifies under penalty of perjury that the records
27 attached hereto as **Exhibit A** are true and complete copies of all pleadings and other
28 documents filed in the state court proceeding.

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DATED: May 29, 2019.

Kyle David Grant; Travis Paul Grant and
Mariel Lizette Grant

CERTIFICATE OF SERVICE

I hereby certify that on May 29, 2019, I transmitted the attached document to the Clerk's Office for filing, and emailed a copy of the foregoing to:

Andrew Ivchenko, Esq.
LAW OFFICES OF ANDREW IVCHENKO
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Chandler, AZ 85249
Email: aivchenkopllc@gmail.com
Attorney for Plaintiff

/s/David S. Gingras