

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

ALTAPURE, LLC,

Plaintiff,

v.

REED SMITH LLP,

Defendant.

ORDER

12-cv-215-bbc

Two motions are before the court in this case for breach of contract and negligence that was removed from the Circuit Court for Lincoln County, Wisconsin: (1) plaintiff Altapure, LLC's motion to remand the lawsuit to state court for lack of subject matter jurisdiction; and (2) defendant Reed Smith LLP's motion to stay a decision on the motion to remand until the U.S. District Court for the Northern District of Illinois decides a motion to remand that plaintiff filed in another case between the same parties.

I am denying the motion to stay because defendant has failed to provide any authority or persuasive argument for granting it. As plaintiff points out, the first question in every case proceeding in federal court is whether the court has subject matter jurisdiction. Although I understand that defendant believes that the Wisconsin and Illinois lawsuits are

duplicative, defendant provides no justification for either court to stay a decision regarding its own jurisdiction. Accordingly, I will resolve the motion to remand as soon as the court's calendar permits. However, if the federal court in Illinois issues its decision in the meantime, the parties should notify the court immediately and file that decision with this court.

ORDER

IT IS ORDERED that defendant Reed Smith LLP's motion to stay, dkt. #15, is DENIED.

Entered this 22d day of May, 2012.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge