

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

LESTER JOHN SUNDSMO and
LILAC MAY SUNDSMO,

Plaintiffs,

v.

ORDER

COLUMBIA COUNTY, WISCONSIN,

07-C-78-S

Defendant.

Plaintiffs filed the above entitled action in this Court and paid the filing fee. They also filed a motion for a temporary restraining order.

Although plaintiffs have not alleged any facts in their proposed complaint, they appear to be claiming in their motion for a temporary restraining order that Columbia County is foreclosing on property which they claim is owned by the Heavenly Mission Church. They further claim that they are caretakers of the property.

Plaintiffs appear to be alleging that "the Peoples Court" found that the property belonged to the church. This is a matter that should be addressed by the state court in the foreclosure action.

Plaintiffs have not alleged any facts that support this Court's subject matter jurisdiction of their claims. Pursuant to Rule 12(h)(3), Federal Rules of Civil Procedure, the Court

dismisses plaintiffs' complaint and all claims contained therein for lack of subject matter jurisdiction.

ORDER

IT IS ORDERED that the above entitled matter is DISMISSED for lack of subject matter jurisdiction.

IT IS FURTHER ORDERED that plaintiffs' motion for a temporary restraining order is DENIED as moot.

Entered this 13th day of February, 2007.

BY THE COURT:

S/

JOHN C. SHABAZ
District Judge