

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

DOUG GILBERT and
TOMMY GILBERT, as parent and
next of kin to EDDIE GILBERT,

Plaintiffs,

v.

Case No.: 1:15-cv-01086

WORLD WRESTLING ENTERTAINMENT, INC.,
ESPN INC., and ESPN CLASSIC, INC.,

Defendants.

PLAINTIFFS' RESPONSE TO DEFENDANTS' NOTICE OF REMOVAL

Plaintiffs submit the following response to Defendants' Notice of Removal. Defendants filed a notice of removal on April 15, 2015. (Dkt. Ent. 1.) The bases for removal were federal-question jurisdiction under the complete-preemption doctrine and diversity jurisdiction. Plaintiffs disagree with and object to the existence of federal-question jurisdiction under the complete-preemption doctrine. Complete preemption does not apply in this case to Plaintiffs' state law claims. However, Plaintiffs concede that jurisdiction exists based on diversity jurisdiction. Therefore, any objection to subject matter jurisdiction based on federal-question jurisdiction is moot. Plaintiffs reserve any and all arguments regarding Defendants' complete-preemption claims.

Respectfully submitted,

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Certificate of Service

I hereby certify that a copy of the foregoing has been served this 8th day of May 2015 via CM/ECF on the following:

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