

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK, COUNTY OF NEW YORK**

**CANDICE LUE, an individual,**

**Plaintiff,**

**v.**

**JPMORGAN CHASE & CO., a Delaware Corporation; ALEX KHAVIN, an individual; FIDELIA SHILLINGFORD, an individual; KIMBERLY DAUBER, an individual; BARUCH HOROWITZ, an individual; CHRIS LIASIS, an individual; and MICHELLE SULLIVAN, an individual; inclusive,**

**Defendants.**

**CIVIL ACTION NO.: 19 CV 9784 (KPF)**

**MOTION TO:**

**STOP WASTING THE AMERICAN  
TAXPAYERS' MONEY ON THIS  
"SUBJECT MATTER JURISDICTION"  
RUSE  
AS ORDERED IN DOCKET # 44**

**I. ARGUMENT**

The fact that the Second Circuit Court of Appeals took it upon themselves ON BEHALF OF JPMorgan Chase & Co., et al ("Goliath", "the Goliath") to claim that I, Pro Se Plaintiff/non-attorney, Candice Lue who does not have the financial resources to retain legal representation *"failed to plead diversity of citizenship"* which Goliath with their unlimited financial resources and legal representation had the opportunity from the INCEPTION of this lawsuit to do but FAILED to do, is telling.

So yes, the SYSTEM got me on that one. The Second Circuit Court of Appeals on May 3, 2022 denied my Petition for Rehearing to allow me to amend the "subject matter jurisdiction" from 28 U.S.C. § 1332 to 28 U.S.C. § 1343(a)(1).

In addition, I have already established via my Motion of April 20, 2022 "*MOTION FOR LENIENCY AS A PRO SE PLAINTIFF/NON-ATTORNEY TO AMEND 'SUBJECT MATTER JURISDICTION' PURSUANT TO 28 U.S.C. § 1653*" that I totally miscalculated the fact that federal diversity jurisdiction under 28 U.S.C. § 1332 "diversity of citizenship" means that as a plaintiff, I cannot live in the same state as any of the defendants and that "*even though I do not have definite knowledge as to the domicile of all the defendants, I have a strong belief that at least two of them lived permanently in my home state of New Jersey at the time of the serving of this lawsuit.*" I know they had their homes in my home state of New Jersey but because of the LEGALITY surrounding "diversity of citizenship", I cannot confirm the defendants in question "*domicile/lived permanently*" but JPMorgan Chase & Co. will.

With that said, it is a definite that this Court will find, ON BEHALF OF THE GOLIATH, that "complete diversity does not exist between the parties of this case". So now the Court, as directed by JPMorgan Chase & Co. et al's SAVIOR, the Second Circuit Court of Appeals, will dismiss my lawsuit "without prejudice" KNOWING JOLLY WELL that if I re-file the case, it will be immediately dismissed because the Statute of Limitation for me to re-file the Defamation portion of this lawsuit has expired.

BTW - It is very rare that a Court raise such defect on behalf of a plaintiff/defendant. Money and power talks....

## II. CONCLUSION

In light of the foregoing, I would like to recommend Glenn Greenwald's book: "*With Liberty and Justice for Some: How the Law Is Used to Destroy Equality and Protect the Powerful*". Available on Amazon at:

[https://www.amazon.com/Liberty-Justice-Some-Equality-](https://www.amazon.com/Liberty-Justice-Some-Equality-Powerful/dp/1250013836/ref=tmm_pap_swatch_0?_encoding=UTF8&qid=1649117610&sr=8-2)

[Powerful/dp/1250013836/ref=tmm\\_pap\\_swatch\\_0?\\_encoding=UTF8&qid=1649117610&sr=8-2](https://www.amazon.com/Liberty-Justice-Some-Equality-Powerful/dp/1250013836/ref=tmm_pap_swatch_0?_encoding=UTF8&qid=1649117610&sr=8-2)

DATED: May 11, 2022

Respectfully Submitted,

CANDICE LUE  
Pro Se Plaintiff