

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

PETER ORTIZ,

Plaintiff,

v.

CASE NO. 8:19-cv-168-T-02SPF

WASTE MANAGEMENT INC. OF FLORIDA,
and CARLOS GARCIA,

Defendants.

_____ /

ORDER

Counts III through VIII are dismissed without prejudice to Plaintiff reasserting whatever of those claims he might in state court.

Both Plaintiff and Defendant Waste Management Inc. of Florida are Florida citizens. Waste Management Inc. of Florida is a Florida for profit corporation, organized and incorporated under Florida law. *See* sunbiz.org. This Florida corporation appears to also be a Texas citizen, where its “nerve center” of operations lies.

Plaintiff is a Florida resident. There is no complete diversity of citizenship capable of supporting the state law claims, Counts III through VIII. Dismissal of the purely state law claims is “strongly encouraged” where the federal claims are dismissed prior to trial. *E.g., Farquharson v. Citibank, N.A.*, 664 F.App’x 793,

798 (11th Cir. 2016) (citing *Baggett v. First Nat'l Bank of Gainesville*, 117 F.3d 1342, 1353 (11th Cir. 1997)). The Court declines to exercise supplemental jurisdiction.

The Clerk is directed to terminate any pending deadlines and to close this case.

DONE AND ORDERED at Tampa, Florida, on May 15, 2019.

s/William F. Jung
WILLIAM F. JUNG
UNITED STATES DISTRICT JUDGE

COPIES FURNISHED TO:
Counsel of Record