

114TH CONGRESS  
1ST SESSION

# H. R. 3624

To amend title 28, United States Code, to prevent fraudulent joinder.

---

## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 2015

Mr. BUCK introduced the following bill; which was referred to the Committee  
on the Judiciary

---

## A BILL

To amend title 28, United States Code, to prevent fraudulent  
joinder.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Fraudulent Joinder  
5       Prevention Act of 2015”.

6       **SEC. 2. PREVENTION OF FRAUDULENT JOINDER.**

7       Section 1447(c) of title 28, United States Code, is  
8       amended by adding at the end the following: “A motion  
9       for remand, and any opposition thereto, may include affi-  
10      davit or other evidence showing a plausible claim for relief  
11      against each nondiverse defendant, or the lack thereof, or

1 indicating a good faith intention to prosecute the action  
2 against each nondiverse defendant or to seek a joint judg-  
3 ment, or the lack of such a good faith intent. The district  
4 court shall deny a motion to remand if it finds that the  
5 complaint does not state a plausible claim for relief  
6 against a nondiverse defendant under applicable State law  
7 or there is no good faith intention to prosecute the action  
8 against a nondiverse defendant or to seek a joint judg-  
9 ment.”.

○