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OVER 1,000 INTERACTIVE LESSONS AND TUTORIALS TO HELP YOU SUCCEED IN LAW SCHOOL!
You are a new associate working for a law firm in the state of Fraser. One of the firm's partners, David Driver, is a litigator who prides himself on his attention to detail. His firm filed a pedestrian's suit in federal district court for Fraser. The pedestrian, Pam Pedestrian, is an individual with a passion for legal history and is constantly researching cases with similarities to the one she brought against the firm. Driver moved to Federal District Court for Fraser because the firm is citizens of the same state, Fraser, so there is no diversity of citizenship. The major issue for Pam Pedestrian is whether she is a citizen of Fraser. She suffered injuries that are serious but not life-threatening. David Driver is a law student, age 25, single, born and reared at his parents' home in Fraser. Driver is living in an apartment in Coffman while finishing the last half of his final year in law school. During his parents' home during vacation periods. Driver recently accepted a full-time job with a major law firm in Fraser.

In an affidavit submitted with the motion to dismiss, Driver swore to the following facts:

I went to high school and college while living at home in Fraser. Two-and-a-half years after college, I moved to Coffman during the last election, but never participated in politics here in any other way. I have never lived in Coffman after I leave. During law school my parents have paid my expenses, and I always wanted to go to a populous state like Northrop to practice.

Question 7
Which one of the following facts shows that Jack is a citizen of Fraser?

A. Baker v. Keck involved a change of abode by a plaintiff, not a defendant.
C. Since the plaintiff in Baker v. Keck did not vote in Oklahoma, he is inconsistent with the result.
D. The plaintiff in Baker v. Keck may have had a floating intention to remain in Oklahoma. One of the plaintiff’s motives in Baker v. Keck was to establish diversity of citizenship.