

NOT FOR PUBLICATION

In the
United States Court of Appeals
For the Eleventh Circuit

No. 26-12919
Non-Argument Calendar

ROBERT ALLEN ZAINO,

Plaintiff-Appellee,

versus

BRADY JAMES MAHONE,

Defendant-Appellant.

Appeal from the United States District Court
for the Northern District of Georgia
D.C. Docket No. 1:26-cv-04400-SDG

Before LAGOA, ABUDU, and KIDD, Circuit Judges.

PER CURIAM:

Brady James Mahone, proceeding pro se, appeals the district court's order remanding his dispossession action to state court for lack of subject matter jurisdiction.

We lack jurisdiction over this appeal because remand orders based upon a lack of subject matter jurisdiction are unreviewable. *See* 28 U.S.C. § 1447(c), (d); *New v. Sports & Recreation, Inc.*, 114 F.3d 1092, 1095-96 (11th Cir. 1997); *Kircher v. Putnam Funds Tr.*, 547 U.S. 633, 642 (2006) (explaining that a remand order for lack of subject matter jurisdiction is unreviewable even if it is erroneous). The district court’s remand order is not otherwise reviewable because Mahone’s notice of removal did not remove the action from state court under 28 U.S.C. §§ 1442 or 1443. *See* 28 U.S.C. §§ 1442, 1443; *BP P.L.C. v. Mayor of Baltimore*, 593 U.S. 230, 238 (2021) (explaining that, to remove a case under §§ 1442 or 1443, a notice of removal must assert that the case is removable under one of those provisions).

Accordingly, this appeal is DISMISSED, sua sponte, for lack of jurisdiction.