

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

BURTON W. WIAND, as Receiver for
OASIS INTERNATIONAL GROUP, LTD.;
OASIS MANAGEMENT, LLC; AND
SATELLITE HOLDINGS COMPANY,

Plaintiff,

v.

Case No: 8:20-cv-00862-VMC-TGW

CHRIS AND SHELLEY ARDUINI, et al.,

Defendants.

**PLAINTIFF'S MOTION FOR ENTRY OF CLERK'S DEFAULT AGAINST
DEFENDANT KATHRYN MCCLARE**

Plaintiff, BURTON W. WIAND, as Receiver for OASIS INTERNATIONAL GROUP, LTD.; OASIS MANAGEMENT, LLC; AND SATELLITE HOLDINGS COMPANY ("***Plaintiff***"), through undersigned counsel and pursuant to Fed. R. Civ. P. 55(a), moves the Clerk of Court to enter a default against Defendant, KATHRYN MCCLARE ("***K. McClare***"), for failure to plead or otherwise defend, and states:

1. On April 14, 2020, Plaintiff filed his Complaint against K. McClare (Doc. 1).
2. On June 29, 2020, Plaintiff served K. McClare with the summons and complaint.

See Affidavit of Service filed on July 1, 2020 (Doc. 256), attached hereto as **Exhibit "A."**

3. As of the date of this filing, K. McClare has not filed a responsive pleading or otherwise defended this action.

ENGLANDER FISCHER
ATTORNEYS

721 First Avenue North • St. Petersburg, Florida 33701
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WHEREFORE, Plaintiff moves the Clerk of Court for entry of a Clerk's Default against K. McClare.

July 28, 2020.

Respectfully submitted,

ENGLANDER FISCHER

/s/ Beatriz McConnell

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Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this day I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system and served a copy by U.S. Mail to Kathryn McClare, 47 Wincanton Drive, Fairport, NY 14450.

/s/ Beatriz McConnell

Attorney for Plaintiff

AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT
District of Florida

Case Number: 8:20-CV-00862-VMC-
TGW

Plaintiff:

**BURTON W. WIAND, as Receiver for OASIS INTERNATIONAL GROUP,
LTD.; OASIS MANAGEMENT, LLC; AND SATELLITE HOLDINGS
COMPANY,**

vs.

Defendant:

CHRIS AND SHELLEY ARDUINI, et al.,

For:

Beatriz McConell
ENGLANDER FISCHER
721 1ST AVE NO
ST PETERSBURG, FL 33701

Received by FRANK DISTASIO on the 25th day of June, 2020 at 1:18 pm to be served on **Kathryn
McClare, 47 Wincanton Drive, Fairport, NY 14450.**

I, FRANK DISTASIO, being duly sworn, depose and say that on the **1st day of July, 2020 at 4:33 pm, I:**

INDIVIDUALLY/PERSONALLY served Kathryn McClare by delivering a true copy of the **SUMMONS IN
A CIVIL ACTION, COMPLAINT, CIVIL COVER SHEET and EXHIBITS A-D (SERVED EXHIBITS VIA
CD)** with the date and hour of service endorsed thereon by me, to: **Kathryn McClare** at the address of: **47
Wincanton Drive, Fairport, NY 14450**, and informed said person of the contents therein, in compliance
with state statutes. I further certify that I placed the time, date of service, my initials, and my Server ID # (If
applies) on the Summons and/or Subpoena when served.

Military Status: Based upon inquiry of party served, Defendant is not in the military service of the United
States of America.

Marital Status: Based upon inquiry of party served, they refused to state whether or not the Defendant is
married.

Description of Person Served: Age: 65, Sex: F, Race/Skin Color: White, Height: 5'8", Weight: 130, Hair:
Gray, Glasses: N

Exhibit "A"



AFFIDAVIT OF SERVICE For 8:20-CV-00862-VMC-TGW

I certify that I am over the age of 18, have no interest in the above action. Under penalties of perjury, I declare I have read the foregoing document and the facts stated are true.

Subscribed and Sworn to before me on the 10
day of July, 2020 by the affiant
who is personally known to me.


NOTARY PUBLIC

ASHLEY M. NOVAK
Notary Public, State of New York
Qualified in Monroe County
No. 01NO6267131
Commission Expires August 13, 2020

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Ref: 2450