

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 COMMONWEALTH NETWORK MARKETING CORP.**

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, COMMONWEALTH NETWORK MARKETING CORP. ("***Commonwealth***"), for failure to plead or otherwise defend, and states:

1. On April 14, 2020, Plaintiff filed his Complaint against Commonwealth (Doc. 1).
2. On August 4, 2020, Plaintiff served Commonwealth with the summons and complaint by service through the New York Secretary of State. See Affidavit of Service filed on August 13, 2020 (Doc. 330) attached hereto as **Exhibit "A."**
3. As of the date of this filing, Commonwealth has not filed a responsive pleading or otherwise defended this action.

WHEREFORE, Plaintiff moves the Clerk of Court for entry of a Clerk's Default against

ENGLANDER FISCHER
A T T O R N E Y S

721 First Avenue North • St. Petersburg, Florida 33701
Phone (727) 898-7210 • Fax (727) 898-7218
eflegal.com

Commonwealth.

September 3, 2020.

Respectfully submitted,

ENGLANDER FISCHER

/s/ John W. Waechter

JOHN W. WAECHTER

Florida Bar No. 47151

Primary: jwaechter@eflegal.com

Secondary: dturner@eflegal.com

COURTNEY L. FERNALD

Florida Bar No. 52669

Florida Bar Certified, Appellate Practice

Primary: cfernald@eflegal.com

Secondary: tdillon@eflegal.com

BEATRIZ MCCONNELL

Florida Bar No. 42119

Primary: bmccconnell@eflegal.com

Secondary: tdillon@eflegal.com

ALICIA GANGI

Florida Bar No. 1002753

Primary: agangi@eflegal.com

Secondary: tdillon@eflegal.com

ENGLANDER and FISCHER LLP

721 First Avenue North

St. Petersburg, Florida 33731-1954

(727) 898-7210 / Fax (727) 898-7218

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 Commonwealth Network Marketing Corp., P.O. Box 76, Bayville, NY 11709; and to Commonwealth Network Marketing Corp., c/o Secretary of State of New York, Office of the Secretary of State of the State of New York, 99 Washington Avenue, Albany, NY 12210.

/s/ John W. Waechter

Attorney for Plaintiff

AFFIDAVIT OF SERVICE THROUGH THE SECRETARY OF STATE

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA TAMPA DIVISION

Purchased/Filed: June 10, 2020
Civil Action No.: 8:20-CV-00862-

*Burton W. Wiand, as Receiver for Oasis International Group, Ltd.; Oasis Management, LLC; and
Satellite Holdings Company* Plaintiff(s)

against

Chris and Shelley Arduini, et al. Defendant(s)

STATE OF NEW YORK
COUNTY OF Nassau SS.:

Juliya Maiouchkina, being duly sworn, deposes and says: deponent is over
the age of eighteen (18) years; that on August 3, 2020, at 9:36 AM, at the office of the
Secretary of State of the State of New York in the City of Albany, New York deponent served the annexed

Summons in a Civil Action, Civil Complaint

on

Commonwealth Network Marketing Corp., the

Defendant in this action, by delivering to and leaving with Sue Zouky,

AUTHORIZED AGENT in the Office of the Secretary of State, of the State of New York, personally at the
Office of the Secretary of State of the State of New York, 99 Washington Avenue, Albany, NY 12210.

two true copies thereof and that at the time of making such service, deponent paid said Secretary
of State a fee of 40 dollars; That said service was made pursuant to Section
306 Business Corporation Law.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office
of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said
defendant.

Description of the person served: Approx. Age: 64 Approx. Wt: 140-150 Approx. Ht: 5'4"

Color of skin: White Hair color: Blonde Sex: Female Other: _____

Sworn to before me on this

4th day of August 2020

ALEXANDER JAMES
NOTARY PUBLIC, STATE OF NEW YORK
REGISTRATION NO. 01JA6029931
QUALIFIED IN NASSAU COUNTY
COMMISSION EXPIRES AUGUST 30, 2021

Exhibit "A"

Juliya Maiouchkina
Attny's File No.

Invoice•Work Order # 1611259 ENCLAMER