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 <u>DEFENDANT MICHAEL DEYOUNG</u>

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, MICHAEL DEYOUNG ("DeYoung"), for failure to

plead or otherwise defend, and states:

1. On April 14, 2020, Plaintiff filed his Complaint against DeYoung (Doc. 1).

2. On August 11, 2020, Plaintiff served DeYoung with the summons and complaint.

See Affidavit of Service filed on August 18, 2020 (Doc. 350), attached hereto as Exhibit "A."

3. As of the date of this filing, DeYoung 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 DeYoung.

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 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: bmcconnell@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 Michael DeYoung, 12230 NW 18th Street, Ft. Lauderdale, FL 33323.

> /s/ John W. Waechter Attorney for Plaintiff

RETURN OF SERVICE

UNITED STATES DISTRICT COURT Middle District of Florida

Case Number: 8:20-CV-862

Plaintiff: BUTON W. WAND, OASIS INTERNATIONAL GROUP, LTD., OASIS MANAGEMENT, LLC. and SATELLITE HOLDINGS COMPANY

VS

Defendant: CHRIS AND SHELLEY ARDUINI, et al.,

For: Beatriz McConnell

Received by PARALAW SERVICES on the 30th day of July, 2020 at 3:05 pm to be served on MILAN DeYOUNG a/k/a MICHAEL DeYOUNG and MIKE DeYOUNG, 12230 NW 18th Street, Ft. Lauderdale, FL 33323.

I, Warren Sua, do hereby affirm that on the 11th day of August, 2020 at 2:30 pm, I:

INDIVIDUALLY/PERSONALLY served by delivering a true copy of the SUMMONS and COMPLAINT with Exhibits A-D with the date and hour of service endorsed thereon by me, to: MILAN DeYOUNG a/k/a MICHAEL DeYOUNG and MIKE DeYOUNG at the alternate address of: 12230 NW 18th Street, Ft. Lauderdale, FL 33323, and informed said person of the contents therein, in compliance with state statutes.

Additional Information pertaining to this Service:

We received this paper to serve on Mike DeYoung and were advised that a previous process server had gone to the residence located at 12230 NW 18th Street, Ft. Lauderdale, FL. The server was told that there was no Mike DeYoung at that address. Research and a deep locate determined that Mike DeYoung is in fact the same person as Milan DeYoung, who also goes by Michael DeYoung. We attempted service at his business address Goosehead Insurance, 1950 N. Commerce Pkwy., Suite 6, Weston, FL. He was not in at the time. Served at his residence.

I certify that I have no interest in the above action, and am a Certified Process Server in good standing. Under penalties of perjury, I declare I have read the foregoing document and the facts stated herein are true. NO NOTARY REQUIRED pursuant to Florida Statute 92.525(2). If there is no description of person served, servee may have signed receipt on server field sheet.

Warren Sua

SPS#: 1547

PARALAW SERVICES Post Office Box 13434 Tampa, FL 33681-3434 (813) 846-5869

Our Job Serial Number: JMS-2020002389 Ref: 2389/3399

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Exhibit "A"