

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.

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**PLAINTIFF'S MOTION FOR ENTRY OF CLERK'S DEFAULT AGAINST  
DEFENDANT TODD BERRY**

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, TODD BERRY ("***Berry***"), for failure to plead or otherwise defend, and states:

1. On April 14, 2020, Plaintiff filed his Complaint against Berry (Doc. 1).
2. On September 5, 2020, Plaintiff substitute served Berry by service on David Berry, Todd Berry's Father who resides with him, with the summons and complaint. See Affidavit of Service filed on September 14, 2020 (Doc. 417), attached hereto as **Exhibit "A."**
3. As of the date of this filing, Berry 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**  
ATTORNEYS

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Berry.

September 29, 2020.

Respectfully submitted,

ENGLANDER FISCHER

/s/ John W. Waechter

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(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 Todd Berry, 120 Forest Valley Road, Pleasant Valley, NY 12569.

/s/ John W. Waechter

*Attorney for Plaintiff*

**AFFIDAVIT 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 18th day of August, 2020 at 11:27 am to be served on **TODD BERRY, 120 Forest Valley Rd., Pleasant Valley, NY 12569.**

I, Gerome Ferreira, being duly sworn, depose and say that on the **5th day of September, 2020** at **4:00 pm, I:**

**SUBSTITUTE** 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: **DAVID BERRY as Father** at the address of: **120 Forest Valley Rd., Pleasant Valley, NY 12569, TODD BERRY's** usual place of **Abode**, who resides therein, is fifteen (15) years of age or older and informed said person of the contents therein, in compliance with state statutes.


**Military Status:** Based upon observation and/or Inquiry, Defendant is not in the military service of The United States Of America.

**Description** of Person Served: Age: 75, Sex: M, Race/Skin Color: White, Height: 6'2", Weight: 210, Hair: White, Glasses: U

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.

Subscribed and Sworn to before me on the 9th day of September, 2020 by the affiant who is personally known to me.

NOTARY PUBLIC

  
**Gerome Ferreira**  
Process Server

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

Our Job Serial Number: JMS-2020002583  
Ref: Wiand 6005.004



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**Exhibit "A"**

