# S-11-2:5 APR 15 2011

## STANDING ORDER

## MYERSCOUGH, J.:

Pursuant to Rule 83 of the Federal Rules of Civil Procedure, the

Court hereby enters a Standing Order relative to all defaults and default
judgments entered by this Court in accordance with Rule 55 of the

Federal Rules of Civil Procedure:

- All defaults pursuant to Rule 55 shall be entered by the United States Magistrate Judge.
- 2. An entry of default shall be accompanied by an order subjecting the nondefaulting party (or parties) to dismissal for failure to prosecute the default judgment within fourteen (14) days of the entry of default.
- 3. A motion for default judgment shall comply with the provisions of Rule 55. The movant shall give notice to any defaulting party who has appeared that the Court may rule on the motion for default judgment without further notice after the motion has been on file for seven (7) days.

4. Oral arguments, or requests for hearings, will be granted only upon a showing of special circumstances. A motion for a default judgment shall be accompanied by all evidence, exhibits, and affidavits necessary to prove up a default judgment. Furthermore, a motion for default judgment must be accompanied by an affidavit establishing that a defaulting party is not an infant, an incompetent person, or a person in military service.

5. All motions for default judgment shall include a proposed order.

6. All default judgments shall be entered exclusively by the Court.

ENTER: April 15, 2011

FOR THE COURT:

s/Sue E. Myerscough
SUE E. MYERSCOUGH
UNITED STATES DISTRICT JUDGE