

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

TERRA RENEWAL LLC

PLAINTIFF

vs.

4:11CV00653-BRW

**DANIEL McCARTHY, INDIVIDUALLY
AND IN HIS CAPACITY AS PRESIDENT
OF LAKESIDE CAPITAL DEVELOPMENT
LLC and d/b/a MIDWEST EQUIPMENT
LEASING, et al.**

DEFENDANTS

ORDER

Pending is Plaintiff's Alternative Motion for Default Judgment (Doc. No. 14). Plaintiff filed a motion for default judgment followed by an alternative motion for default judgment. In the alternative motion, plaintiff asked to proceed to judgment on a sum certain and forego other damages. Plaintiff then filed a Notice of Intent to Withdraw Alternative Motion for Default Judgment for Sum Certain.¹ Pursuant to Plaintiff's Notice, Plaintiff's Alternative Motion is DENIED as MOOT. The hearing for default judgment set for Tuesday, January 17, 2012 will proceed as scheduled.

IT IS SO ORDERED this 20th day of December, 2011.

/s/Billy Roy Wilson
UNITED STATES DISTRICT JUDGE

¹Doc. No. 16.