

1 **ATTACHMENT A**

2
3 * * *

4 **I. INTRODUCTION**

5 (Relief sought and disposition.)

6 **II. BACKGROUND**

7 (The pertinent factual and procedural background, including citations to the Complaint and record.)

8 **III. DISCUSSION**

9 **A. Jurisdiction and Service of Process**

10 1. Subject Matter Jurisdiction

11 (The basis for the Court’s subject matter jurisdiction, including citations to relevant United States
12 Code provisions and/or cases.)

13 2. Personal Jurisdiction

14 (The basis for the Court’s personal jurisdiction. If seeking default judgment against any out-of-state
15 defendants, this shall include a minimum contacts analysis under *Schwarzenegger v. Fred Martin*
16 *Motor Co.*, 374 F.3d 797, 802 (9th Cir. 2004)).

17 3. Service of Process

18 (The adequacy of the service of process on the party against whom default is requested, including
19 relevant provisions of Federal Rule of Civil Procedure 4.)

20 **B. Legal Standard**

21 (An explanation of the default judgment standard under Federal Rule of Civil Procedure 55(b)(2) and
22 the factors considered in the Ninth Circuit under *Eitel v. McCool*, 782 F.2d 1470, 1471-72 (9th Cir.
23 1986)).

24 **C. Application to the Case at Bar**

25 (A breakdown of each individual factor in *Eitel*, separated by numbered headings. Plaintiff shall
26 include citation to cases that are factually similar, preferably within the Ninth Circuit.)

1 **D. Relief Sought**

2 (An analysis of any relief sought, including damages, attorneys' fees, etc. If attorneys' fees and costs
3 are sought, the proposed findings shall include the following: (1) Evidence supporting the request for
4 hours worked, including a breakdown and identification of the subject matter of each person's time
5 expenditures, accompanied by actual billing records and/or time sheets; (2) Documentation justifying
6 the requested billing rates, such as a curriculum vitae or resume; (3) Evidence that the requested rates
7 are in line with those prevailing in the community, including rate determinations in other cases of
8 similarly complex litigation, particularly those setting a rate for the plaintiff's attorney; and (4)
9 Evidence that the requested hours are reasonable, including citations to other cases of similarly
10 complex litigation (preferably from this District)).

11 **IV. CONCLUSION**

12 (Disposition, including any specific award amount(s) and judgment.)

13 * * *