

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
TERRE HAUTE DIVISION

BOARD OF TRUSTEES OF THE INDIANA)	
LABORERS WELFARE FUND,)	
)	
<i>Plaintiff,</i>)	
)	No. 2:17-cv-00364-JMS-MJD
vs.)	
)	
BRYAN M. DAVIS,)	
)	
<i>Defendant.</i>)	

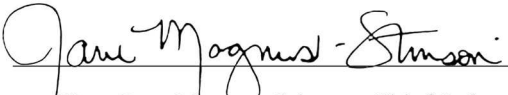
ORDER

Presently pending before the Court is a Motion for Default Judgment on Sum Certain filed by Plaintiff Board of Trustees of the Indiana Laborers Welfare Fund (the “Fund”). [[Filing No. 8.](#)] Plaintiff asks this Court to enter default judgment in favor of the Fund and against Defendant Bryan Davis in the amount of \$1,323.52 plus court costs. [[Filing No. 8 at 1.](#)]

The Clerk entered default against Mr. Davis pursuant to Federal Rule of Civil Procedure 55(a) on September 18, 2017. [[Filing No. 7.](#)] Given Plaintiff’s Motion for Default Judgment on Sum Certain and supporting evidence, the Court finds a hearing is unnecessary, and now **GRANTS** the pending motion and enters **DEFAULT JUDGMENT** pursuant to Federal Rule of Civil Procedure 55(b) in favor of the Fund and against Mr. Davis in the amount of **\$1,323.52**. This amount reflects the overpayment of benefits to Mr. Davis. [[See Filing No. 1 at 2.](#)]

To the extent that Plaintiff seeks attorneys’ fees and costs in connection with this action, it must file a fee application by **November 3, 2017** with supporting documentation. Once the issue of attorneys’ fees and costs is resolved, or if no fee application is filed by the deadline, final judgment will issue accordingly.

Date: 10/16/2017


Hon. Jane Magnus-Stinson, Chief Judge
United States District Court
Southern District of Indiana

Distribution via ECF only to all counsel of record

Distribution via United States Mail to:

Bryan M. Davis
2270 E. Indiana St.
Evansville, IN 47711