

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE
CIVIL ACTION NO. 3:17-CV-190-TBR

AMRING PHARMACEUTICALS, INC.,

PLAINTIFF

v.

UPS-SUPPLY CHAIN SOLUTIONS, INC.

and

MID-AMERICAN SPECIALIZED TRANSPORT

and

EDIN TRANSFER, INC.

and

CKR TRANSPORT LTD.

DEFENDANTS

MEMORANDUM OPINION AND ORDER

This matter comes before the Court upon Plaintiff Amring Pharmaceuticals' ("Plaintiff") Motion for Entry of Default against Defendant Edin Transfer, Inc. ("Edin") pursuant to Federal Rule of Civil Procedure 55. [DN 14.] In support of this, Plaintiff has attached to the instant Motion the Summons for Edin, as well as a Proof of Service page and tracking information purportedly relating to the Summons and Complaint. [See DN 14-1, DN 14-2.] However, the Proof of Service page remains blank. Federal Rule of Civil Procedure 4(l)(1) provides that "[u]nless service is waived, proof of service must be made to the court. Except for service by a United States marshal or deputy marshal, proof must be by the server's affidavit." There is no filled-in affidavit attached to the instant Motion and for that reason, **IT IS HEREBY**

ORDERED that Plaintiff's Motion for Entry of Default is **DISMISSED** without prejudice.
Plaintiff has leave to refile this Motion with the appropriate Service of Process page filled in.

IT IS SO ORDERED.

The image shows a handwritten signature in black ink that reads "Thomas B. Russell". The signature is written in a cursive style. Behind the signature is a circular seal of the United States District Court, which features an eagle with wings spread, holding an olive branch and arrows, with a shield on its chest. The seal is partially obscured by the signature.

**Thomas B. Russell, Senior Judge
United States District Court**

November 28, 2017

cc: Counsel of Record