

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

SHANA SANDLER,

Plaintiff

v.

MIA CALCAGNI *et al.*,

Defendants

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Case No. 1:07-cv-00029

**PLAINTIFF'S MOTION FOR DEFAULT
AGAINST DEFENDANT MIA CALCAGNI**

Plaintiff moves this Court to enter a default against Defendant Mia Calcagni as follows:

1. Mia Calcagni is a Defendant in this case.
2. Mia Calcagni's deposition was noticed for November 6, 2007.
3. About a week prior to the scheduled deposition of Defendant Mia Calcagni, her attorney advised Plaintiff's counsel that Mia Calcagni had decided not to appear for her scheduled deposition.
4. A telephone conference was held with the Court on November 2, 2007 to discuss the consequence of Defendant Mia Calcagni not appearing for her deposition. The Court advised all counsel that if Mia Calcagni did not appear for her deposition, she was subject to being defaulted in this matter.
5. Mia Calcagni did not appear for her scheduled deposition on November 6, 2007.
6. Plaintiff is entitled to have a default entered against Defendant Mia Calcagni on the issue of liability, with damages to be determined at a later time.

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/s/ Bernard J. Kubetz

Bernard J. Kubetz