

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

LEAGUE OF HUMAN DIGNITY, ) 4:12CV3021  
 )  
 Plaintiff, )  
 )  
 v. ) **MEMORANDUM  
 AND ORDER**  
 )  
 MIDWEST SPECIAL SERVICES, )  
 INC., )  
 )  
 Defendant. )

This matter is before me on a Motion to Set Aside Default Judgment and for Leave to File an Answer out of Time filed by Defendant Midwest Special Services, Inc. (Filing [11](#).) On March 26, 2012, the Clerk's office entered a Clerk's Entry of Default because Defendant failed to plead or otherwise defend this action. (Filing [9](#).) Defendant argues that it was unaware that it had been served with the Complaint and only recently contacted counsel to represent it in this litigation. (Filing [11](#).) Defendant asks me to set aside the March 26, 2012, Clerk's entry of Default and to grant Defendant until July 10, 2012, to file an answer. ([Id](#).) Plaintiff's counsel has been advised of Defendant's Motion and does not object. ([Id](#).)

For good cause shown, I will set aside the Clerk's Entry of Default. *See Fed. R. Civ. P. 55(c)*. I will also grant Defendant's request to file an answer out of time. Defendant shall file an answer no later than July 10, 2012.

IT IS ORDERED that:

1. Defendant's Motion to Set Aside Default Judgment and for Leave to File an Answer out of Time (filing [11](#)) is granted.
2. Defendant shall file an answer no later than July 10, 2012.

DATED this 6<sup>th</sup> day of July, 2012.

BY THE COURT:

*Richard G. Kopf*  
Senior United States District Judge

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