IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

BMO HARRIS BANK N.A.,

Plaintiff, 8:17CV461

ORDER

VS.

and DORAN POST,

CANNING LOGISTICS SERVICE LLC

Defendants.

This matter is before the court on defendant Doran Post's motion to set aside default, Filing No. 13. This is an action brought by Plaintiff BMO Harris Bank N.A. (the "Bank") on a Loan Agreement with Defendant Canning Logistics Service LLC ("Canning Logistics") as well as an individual guaranty purportedly executed by Defendant Doran Post ("Post"). This court has jurisdiction under 28 U.S.C. § 1332.

Post was served on March 5, 2018. On April 4, 2018, the Bank filed its Motion for Entry of Default which was entered by the Clerk on the same date. Filing No. 10. Post moves to set aside the clerk's entry of default against him. The plaintiff does not oppose defendant Post's motion. The court finds the motion should be granted. Accordingly,

IT IS ORDERED:

- 1. Defendant Doran Post's motion to set aside default (Filing No. 13) is granted.
- 2. The Clerk's entry of default (Filing No. 10) is set aside with respect to defendant Doran Post.

3.	Defendant Post	shall answe	or otherwise	plead within	three week	s of the
date of this o	rder.					

Dated this 31st day of August, 2018.

BY THE COURT:

s/ Joseph F. Bataillon Senior United States District Judge