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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

CLYDE MATT, an Individual; DONALD
PARKER, an Individual; PHILLIP HENKLE,
an Individual; ESTRELLA CARINO, an
Individual,

Plaintiffs,

v.

DARYL DESHAW, an individual,

Defendant.

-and-

IMT GROUP, LLC, a Nevada limited liability
company,

Nominal Defendant.

Case No. 2:15-cv-00982-MMD-VCF

ORDER

The Court granted Plaintiff's motion for default judgment ("Motion"). (ECF No. 16.) However, the Court deferred a ruling on damages because Plaintiff did not offer any evidence to support their request for damages in the amount of \$12,000 on behalf of each Plaintiff for a total of \$48,000. (*Id.* at 2.) Accordingly, the Court directed Plaintiffs to "file a supplemental affidavit from each Plaintiff that identifies the amount of damage requested and the evidence supporting that request." (*Id.* at 3.) Plaintiffs complied (ECF No. 17), but the affidavit of Plaintiff Donald Parker seeks \$21,165.00, which significantly exceeds the \$12,000.00 requested in the Motion (*id.* at 6).¹ The Court will not grant damages in excess of the amount identified in the Motion.

¹Plaintiff Clyde Matt asks for \$12,015.00. (ECF No. 17 at 5.)

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It is therefore ordered that Plaintiffs are entitled to damages as follows: (1) \$12,000.00 to Clyde Matt; (2) \$12,000.00 to Donald Parker; (3) \$11,665.00 to Phillip Henkle; and (4) \$11,967.00 to Estrella Carino.

DATED THIS 12th day of February 2018.



MIRANDA M. DU
UNITED STATES DISTRICT JUDGE