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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).<sup>1</sup> The Court will not grant damages in excess of the amount identified in the Motion.

<sup>1</sup>Plaintiff 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 12<sup>th</sup> day of February 2018.



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MIRANDA M. DU  
UNITED STATES DISTRICT JUDGE