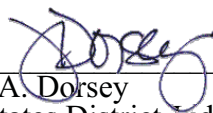


1 has been filed, so Ademiluyi is not in default—she has appeared and is defending herself from
2 Brown’s claims by moving to dismiss the claims against her based on a claim that this court lacks
3 personal jurisdiction over her.⁶ Accordingly, Brown’s motion for a default judgment is denied.⁷

4 IT IS THEREFORE ORDERED that **plaintiff’s motion for extension of time [ECF No.**
5 **37] is GRANTED**; his response to Ademiluyi’s motion to dismiss [ECF No. 34] is extended to
6 **March 31, 2017.**

7 IT IS FURTHER ORDERED that **plaintiff’s motion for default judgment [ECF No.**
8 **41] is DENIED.**

9 DATED: March 8, 2017

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11 _____
12 Jennifer A. Dorsey
13 United States District Judge
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23 _____
24 ⁶ ECF No. 41.

25 ⁷ Had Brown filed his motion before Ademiluyi filed her motion to dismiss, the proper motion
26 for Brown would have been one for the clerk to enter default under FRCP 55(a), not one for this
27 court to enter default judgment under FRCP 55(b). In addition to waiting too long to file his
28 motion, Brown skipped the FRCP 55(a) default step.