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UNITED STATES DISTRICT COURT

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DISTRICT OF NEVADA

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SCHUMBERGER WATER SERVICES
USA, INC., a Delaware corporation,

Case No. 3:13-cv-00414-MMD-VPC

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Plaintiff,

ORDER

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v.

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ALTA DRILLING INTERNATIONAL LLC,

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Defendants.

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Before the Court is Plaintiff's Motion for Default Judgment. (Dkt. no. 16.)

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Plaintiff's Motion is deficient and will be denied with leave to re-file. Plaintiff's Motion

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satisfies the procedural requirements for obtaining default under Federal Rule of Civil

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Procedure 55(a). However, the Motion does not address the relevant legal standard

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governing the award of default judgment, including the factors essential to the Court's

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exercise of its discretion in determining whether to grant default judgment. *See Eitel v.*

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McCool, 782 F.2d 1470, 1471-72 (9th Cir. 1986). Plaintiff summarizes the allegations

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in its Complaint, but Plaintiff does not apply the facts of this case to the *Eitel* standard.

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Moreover, Plaintiff fails to offer any support for some of its requested remedies,

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including the request for attorneys' fees in the event Defendant unsuccessfully appeals

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the default judgment.

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It is therefore ordered that Plaintiff's Motion for Default Judgment (dkt. no. 16) is

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denied without prejudice.

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DATED THIS 23rd day of January 2014.

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MIRANDA M. DU
UNITED STATES DISTRICT JUDGE