

Jeanne M. Weisneck, Esq.
 EDNY (JW4815)
 Law Office of Jeanne M. Weisneck
 485 Central Park West, Suite 3A
 New York, New York 10025
 (917) 651-7232 (T)
 (646) 370-4727 (F)
 jweisneck.esq@gmail.com
Attorney for Defendants Nick Youngson & RM Media, Ltd.

**UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF NEW YORK**

**MEYER, SUOZZI, ENGLISH & KLEIN,
 P.C.,**

Plaintiff,

v.

**MATHEW K. HIGBEE, Esq.,
 NICK YOUNGSON,
 RM MEDIA, LTD., &
 HIGBEE & ASSOCIATES,**

Defendants.

Case No. 2:18-cv-03353-ADS-ARL

**NOTICE OF MOTION AND MOTION TO
 VACATE CERTIFICATE OF DEFAULT
 UNDER F.R.C.P. § 55(C)**

PLEASE TAKE NOTICE that on the Declaration of Nick Youngson, individually and on behalf of RM Media, Ltd, dated March 11, 2019, and the Memorandum of Law, copies of which are attached hereto and made a part hereof, Defendants Nick Youngson and RM Media, Ltd. will move before the Honorable Arthur D. Spatt, United States District Judge of the Eastern District of New York, located at 100 Federal Plaza, Central Islip, New York, 11722, on a date and time to be determined by the Court, for an Order, pursuant to F.R.C.P. § 55(C), vacating the Certificate of Default entered by the Clerk on February 20, 2019, and quashing service of process or otherwise dismissing the action.

PLEASE TAKE FURTHER NOTICE that Defendants Nick Youngson and RM Media, Ltd. are making a limited appearance in this action for the purpose of the within Motion, and are not otherwise appearing or consenting to the jurisdiction of the Court, or waiving any defenses under F.R.C.P. §12(b) or otherwise.

Dated: March 11, 2019

Respectfully submitted,

/s/ Jeanne M. Weisneck, Esq.

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*Attorney for Defendants Nick Youngson &
RM Media, Ltd.*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by electronically filing with the Clerk of the Court using CM/ECF on this 11th day of March, 2019, on all counsel or parties of record on the service list below.

/s/ Jeanne M. Weisneck, Esq.
Jeanne M. Weisneck, Esq.

SERVICE LIST

Kevin Schlosser
MEYER, SUOZZI, ENGLISH & KLEIN, P.C.
990 Stewart Avenue, Suite 300
Garden City, New York 11530
kschlosser@msek.com