

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Southern
9.23.24
Alvin K. Hellerstein

MYRA STRAUSS,

Plaintiff,

- against -

AIR MAIL, LLC,

Defendant.

No. 24 Civ. 5123 (AKH)

**NOTICE OF MOTION TO SET
ASIDE DEFAULT AND EXTEND
TIME TO ANSWER**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, the exhibit and proposed order annexed thereto, and all pleadings herein, Defendant Air Mail, LLC hereby moves before the Honorable Alvin K. Hellerstein, United States District Judge, at the United States Courthouse for the Southern District of New York, 500 Pearl Street, Courtroom 14D, New York, New York, for an order (1) setting aside the entry of default of Defendant noted by the Clerk at ECF No. 10, pursuant to Federal Rule of Civil Procedure 55(c); and (2) extending Defendant's time to answer, move against, or otherwise respond to Plaintiff's Complaint to October 17, 2024, pursuant to Federal Rule of Civil Procedure 6(b).

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Civil Rule 6.1(b), Plaintiff's deadline to file opposition, if any, to the motion is October 4, 2024.

Dated: September 20, 2024
New York, New York

/s/ Raphael Holoszyk-Pimentel
Raphael Holoszyk-Pimentel
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MYRA STRAUSS,	:	
	:	No. 24 Civ. 5123 (AKH)
Plaintiff,	:	
	:	[PROPOSED] ORDER
- against -	:	
AIR MAIL, LLC,	:	
	:	
Defendant.	:	
	:	

ALVIN K. HELLERSTEIN, U.S.D.J.:

For the reasons stated in Defendant's motion to set aside the default and extend the time to answer, Defendant's motion is GRANTED.

The entry of default of Defendant noted by the Clerk at ECF No. 10 is hereby set aside.

Defendant's time to answer, move against, or otherwise respond to Plaintiff's Complaint is hereby extended to October 17, 2024.

It is SO ORDERED.

Dated: _____
New York, New York

ALVIN K. HELLERSTEIN
United States District Judge