

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
5:17-cv-75-FDW**

**SHAWN GERMAINE FRALEY,** )  
 )  
 **Plaintiff,** )  
 )  
 **vs.** )  
 )  
 **JOHN DOE, et al.,** )  
 )  
 **Defendants.** )  
 \_\_\_\_\_ )



**ORDER**

**THIS MATTER** is before the Court on a “Motion for Default Judgment,” filed by pro se Plaintiff Shawn Fraley. Plaintiff seeks an Order from this Court entering a judgment in his favor based on the fact that Defendants filed their Answer on October 31, 2017, which was one day after the Court’s deadline to do so.<sup>1</sup> See (Doc. Nos. 26, 28).

The Court will deny the motion, and Defendants are hereby granted a one-day extension, nunc pro tunc, to file their Answer.

**IT IS THEREFORE ORDERED THAT** Plaintiff’s “Motion for Default Judgment,” (Doc. No. 30), is **DENIED**.

Signed: November 13, 2017

  
\_\_\_\_\_  
Frank D. Whitney  
Chief United States District Judge 

<sup>1</sup> After Defendants filed their Answer, this Court entered a Scheduling Order, setting the deadline for discovery as March 7, 2018, with dispositive motions due on April 7, 2018.