

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

Roger Cleveland Golf Company, Inc.,)	Civil Action No. 2:09-2119-MBS
)	
Plaintiff,)	
)	
vs.)	<u>Affidavit of Default</u>
)	
Christopher Prince, Sheldon Shelley, Prince)	
Distribution, LLC, and Bright Builders,)	
Inc.)	
)	
Defendants.)	

PERSONALLY APPEARED BEFORE ME, the undersigned attorney who, upon being duly sworn, deposes and says that:

1. She is associated with the law firm of Nelson, Mullins, Riley, & Scarborough, L.L.P., which represents the Plaintiff Roger Cleveland Golf Company, Inc. ("Plaintiff") in the above-captioned action.

2. The Plaintiff filed a Complaint against Defendant Sheldon Shelley, among others, on August 12, 2009.

3. Service of the Complaint was affected upon Defendant Sheldon Shelley on August 21, 2009. Proof of service was filed on August 27, 2009 and is located on the Court's docket as entry number 13.

4. Defendant Sheldon Shelley failed to plead or otherwise defend against the claims in the Complaint.

5. The Plaintiff filed a First Amended Complaint against Defendant Sheldon Shelley, among others, on March 23, 2010, adding a new party but otherwise not substantially altering the claims made against Defendant Sheldon Shelley.

6. Service of the First Amended Complaint was affected upon Defendant Sheldon Shelley on April 5, 2010. Proof of service was filed on April 7, 2010 and is located on the Court's docket as entry number 33.

7. More than 14 days have elapsed since the date on which Defendant Sheldon Shelley was served.

8. Defendant Sheldon Shelley is not a minor, is not incompetent and is not in the military.

9. Defendant Sheldon Shelley has failed to plead or otherwise defend and is in default.

FURTHER AFFIANT SAYETH NOT.



Janene B. Smith, Esq.
Nelson Mullins Riley & Scarborough, LLP
Attorneys for Plaintiff Roger Cleveland Golf Company, Inc.

SWORN to and subscribed before me

this 8th day of June, 2010

Meredith Shelley (L.S.)

Notary Public for SC

My Commission Expires: 9/14/2019