Attorney or Party Name, Address, Telephone & FAX Numbers, State Bar Number & Email Address	FOR COURT USE ONLY
☐ *Plaintiff(s) appearing without attorney* ☐ *Attorney for Plaintiff(s)*	

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA - _____ DIVISION

In re:	
	CASE NUMBER:
	ADVERSARY NUMBER:
	CHAPTER:
Debtor(s).	

	PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT UNDER LBR 7055-1
Plaintiff(s),	DATE: TIME: COURTROOM: ADDRESS:
vs.	
Defendant(s).	

TO THE DEFENDANT, DEFENDANT'S ATTORNEY AND OTHER INTERESTED PARTIES:

1. Name of Defendant(s) against whom default judgment is sought (*specify name*): _____

2. Plaintiff filed the complaint in the above-captioned proceeding on (*specify date*): _____

3. The Summons and Complaint were served on Defendant by ☐ personal service   ☐ mail service on the following date (*specify date*): _____

4. A true and correct copy of the completed return of summons form is attached.

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

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5. The time for filing an answer or other response expired on (*specify date*): _____

6. No answer or other response has been filed or served by Defendant.

7. The default of Defendant:

   a. ☐ Has not yet been entered, but is requested

   b. ☐ Was entered on *(specify date)*: _____

8. **A Status Conference:**

   a. ☐ Is scheduled for (*specify date, time, and place*): _____

   _____

   b. ☐ Was held on (*specify date, time, and place*): _____

   _____

9. As proof that Plaintiff is entitled to the relief requested in the complaint, Plaintiff:

   a. ☐ Relies on the complaint and attached documents.

   b. ☐ Attaches the following documents to establish a *prima facie* case:

   (1) ☐ Declaration of *(specify)*: _____

   (2) ☐ Declaration of *(specify)*: _____

   (3) ☐ Other *(specify)*: _____

10. As further support for entry of a default judgment, Plaintiff submits a memorandum of points and authorities (optional).

11. **DECLARATION OF NON-MILITARY STATUS (**Servicemembers Civil Relief Act, 50 U.S.C. chapter 50 (§§ 3901-4043)). The undersigned party or counsel declares under penalty of perjury, with respect to each Defendant against whom a default judgment is sought by this motion:

    a. ☐ Defendant is not currently in military service. The facts that support this statement are as follows (*see the court's website for information about how to verify non-military status*):

    b. ☐ Defendant is currently in military service. The facts that support this statement are as follows (*if this box is checked, the plaintiff must attach a supplement to this motion addressing the requirements in 50 U.S.C. § 3931(b)(2) to appoint an attorney for the Defendant before entering a judgment*):

    c. ☐ I am unable to determine whether or not Defendant is in military service. The facts that support this statement are as follows (*if this box is checked, the plaintiff must attach a supplement to this motion addressing the bond requirement in 50 U.S.C. § 3931(b)(3)*):

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12. Defaulting party is not an infant or incompetent party.

Plaintiff requests that this court enter a default judgment in favor of Plaintiff. A copy of the lodged proposed default judgment is attached.

Date: _____   Respectfully submitted,

_____
Printed name of law firm

_____
Signature

_____
Name of Attorney for Plaintiff or Plaintiff

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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

A true and correct copy of the foregoing document entitled: **PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT UNDER LBR 7055-1** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) _____, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☐ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:
On (*date*) _____, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Date	*Printed Name*	*Signature*