

**24CV1413 UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

SCP DISTRIBUTORS LLC and
SUPERIOR POOL PRODUCTS LLC,

Plaintiffs,

v.

Case No: 6:24-cv-1413-CEM-LHP

MAURO ZELAYA,

Defendant

ORDER

This cause came on for consideration without oral argument on the following motion filed herein:

**MOTION: PLAINTIFFS, SCP DISTRIBUTORS LLC AND
SUPERIOR POOL PRODUCTS, LLC'S RENEWED
MOTION FOR ENTRY OF DEFAULT BY CLERK
(Doc. No. 20)**

FILED: November 19, 2024

THEREON it is ORDERED that the motion is GRANTED.

Plaintiffs move for Clerk's default against Defendant Mauro Zelaya, stating that Defendant was served with the summons and complaint on August 7, 2024, but has failed to timely plead or otherwise respond. Doc. No. 20; *see also* Doc. No.

11-1. Defendant has appeared in this case *pro se*, by filing two motions requesting extensions of undefined deadlines. Doc. Nos. 13, 18. However, the Court denied both motions without prejudice for failure to comply with the Local Rules and Federal Rules of Civil Procedure, and Defendant has not filed a renewed request as of the date of this Order. See Doc. Nos. 14, 19. Defendant has also not filed a response to the motion for Clerk's default, and his time for doing so has expired. Local Rule 3.01(c); Fed. R. Civ. P. 6(d); Doc. No. 20, at 6. Thus, the request for Clerk's default is deemed unopposed. Local Rule 3.01(c).

Because the time for Defendant to respond to the complaint has long expired, see Fed. R. Civ. P. 12(a)(1)(A)(i), Defendant was properly served, see Fed. R. Civ. P. 4(e)(2)(B), Doc. No. 11-1, and no extension of time to respond to the complaint has been provided, Plaintiffs' Motion (Doc. No. 20) is **GRANTED**, and the **Clerk of Court** is **DIRECTED** to enter default against Defendant.

DONE and **ORDERED** in Orlando, Florida on December 9, 2024.



LESLIE HOFFMAN PRICE
UNITED STATES MAGISTRATE JUDGE

Copies furnished to:

Counsel of Record
Unrepresented Parties