

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

NOELLE LeCANN, KRISTIN SELIMO, and  
TANIA FUNDUK, on behalf of themselves  
and others similarly situated,

Plaintiffs,

v.

THE ALIERA COMPANIES, INC., formerly  
known as ALIERA HEALTHCARE, INC.,

Defendant.

Civil Action File

No. 1:20-cv-2429-AT

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**PLAINTIFFS' MOTION FOR CLERK'S ENTRY OF DEFAULT**

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Pursuant to Rule 55(a) of the Federal Rules of Civil Procedure, Plaintiffs Noelle LeCann, Kristin Selimo, and Tania Funduk hereby move the Clerk of Court to enter default against Defendant The Alieria Companies, Inc. ("Alieria").

Plaintiffs filed this lawsuit on June 5, 2020. [Doc. 1]. Defendants filed their motion to dismiss or compel arbitration on July 16, 2020. [Doc. 12]. Alieria's motion to dismiss or compel arbitration was denied on June 22, 2021. [Doc. 49]. Under Rule 12(a)(4)(A) of the Federal Rules of Civil Procedure, Alieria's answer was due fourteen days later, i.e., by July 6, 2021. Fed. R. Civ. P. 12(a)(4)(A); *Beepot v. JP Morgan Chase Nat'l Corp. Servs., Inc.*, 626 F. App'x 935, 937 (11th Cir. 2015) ("When



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