

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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UNUM LIFE INSURANCE COMPANY  
OF AMERICA,

Plaintiff,

v.

MARY WAKELY,

Defendant and Cross-Claim  
Defendant.

and

CAROL WAKELY,

Defendant and Cross-Claimant.

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Defendant Carol Wakely has filed for default judgment declaring that she is entitled to payment of the life insurance proceeds that are the subject of the interpleader complaint filed by plaintiff Unum Life Insurance Company. Cross-claim defendant Mary Wakely opposes the motion and asks the court to dismiss it.

Although Mary Wakely is late in responding to the complaint against her, her

attorney has explained why the answer was late. Given Mary Wakely's desire to defend and the explanation of the delay by her attorney, I will deny the motion for default judgment filed by defendant Carol Wakely. A pretrial conference is scheduled for July 12, 2011 at 12:30 p.m. before the United States Magistrate Judge.

ORDER

IT IS ORDERED that the motion for default judgment filed by defendant Carol Wakely is DENIED. Cross-claim defendant Mary Wakely's motion for dismissal of the motion for default judgment is DENIED as moot.

Entered this 20th day of June, 2011.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge