

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

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REGINA L. ALEXANDER,

Plaintiff,

ORDER

v.

LAW OFFICE OF CURTIS O.  
BARNES, P.C. and ROBERT BARNES,

05-C-353-C

Defendants.

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On December 8, 2005, this court held a telephonic status conference. Plaintiff appeared by Attorney Michael P. McCormick. The remaining defendant, Robert T. Barnes, did not appear, probably because there is not yet sufficient proof of service.

Attorney McCormick demurs, claiming that he has met the requirements of Cal. Code Civ. Pro. § 415.20(a), and thus is entitled to judgment on his motion for default. Attorney McCormick is considering requesting reconsideration of the clerk's denial.

On the other hand, because plaintiff has obtained default judgment against the law firm, she may decide in the interest of economy to drop defendant Barnes and proceed only against the law office. Attorney McCormick advised that he will alert the court in writing

within seven to ten days which option he has chosen.

Entered this 8th day of December, 2005.

BY THE COURT:

/s/

STEPHEN L. CROCKER

Magistrate Judge