

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

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JILL ANDERSON,

Plaintiff,

v.

LAW OFFICE OF VINCENT P. CIGNARALE, LLC,  
TODD GIBNEY and DOE 1,

Defendants.

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ORDER

12-cv-89-bbc

On April 30, 2013, this court held a telephonic status conference. Plaintiff appeared by attorney Robert Amador; no defendant appeared. Attorney Amador reported the status of this case: although the defendant law office has defaulted, apparently the office still is open, but defendant Todd Gibney (who might also be defendant Doe 1) does not appear to work there any longer. Plaintiff wants to attempt to locate Gibney and Doe 1, serve them, and obtain judgment on her claims against them. Toward these ends, plaintiff renewed her motion to take discovery and moved for additional time to serve Gibney and Doe pursuant to Rule 4(m). Finally, plaintiff asked if this court had a policy regarding serving discovery on a defaulted party;

In response to plaintiff's question, this court does not have a policy regarding serving discovery on a defaulted party; more precisely, this court does not take the position that serving discovery on a defaulted party automatically abrogates the default.

Further, IT IS ORDERED that:

(1) Plaintiff's motion to take discovery for the purpose of locating and serving the remaining defendants is GRANTED; and

(2) Plaintiff's request to extend her time to serve defendants Gibney and Doe 1 is GRANTED. Plaintiff may have until July 1, 2013 to serve these defendants.

Entered this 30<sup>th</sup> day of April, 2013.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge