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**SECOND JUDICIAL DISTRICT COURT, STATE OF UTAH
DAVIS COUNTY, FARMINGTON**

UHG I LLC,
Plaintiff,
v.

Cynthia Byerly

Defendant(s).

MOTION TO ENTER DEFAULT JUDGMENT

Case Number 239700393
Judge DAVID J WILLIAMS

Attached hereto:

- Military Service Declaration
- Proposed Military Service Order
- Proposed Judgment

COMES NOW the Plaintiff, UHG I LLC ("Plaintiff") by and through counsel of record, by way of Motion for Entry of Default Judgment against Defendant(s), Cynthia Byerly pursuant to Rule 55(a) of the Utah Rules of Civil Procedure, states as follows:

1. Based upon information and belief, Defendant(s) Cynthia Byerly is/are not an infant or an incompetent person.
2. Defendant(s) was/were personally served a copy of Plaintiff's Summons and Complaint on 01/25/2023 pursuant to Utah Rules of Civil Procedure 4(d)(1) and had knowledge pertaining to the need to answer.
3. Defendant(s) has/have failed to provide an answer to Plaintiff's Complaint or otherwise appear in this matter, and the time to do so has passed.
4. Based on Defendant's failure to deny the allegations in Plaintiff's Complaint, all of the allegations in Plaintiff's Complaint are deemed admitted, pursuant to Utah Rules of Civil Procedure Rule 8(b)(6).
5. Under URCP 54(b), Plaintiff requests default judgment as to all claims in the Complaint.

6. The claims against Defendant are as follows:

Damages	\$4859.47
Costs (Describe)	
Filing Fee	\$200.00
Process Service	\$75.00
Attorneys' Fee allowed by contract and URCP 73	\$300.00
Payments Received (as of 4/29/23)	-\$540.00
Total	\$4894.47

WHEREFORE, pursuant to the Utah Rules of Civil Procedure, Rule 55(a)-(b), Plaintiff requests that the Court enter a judgment of default against Defendant(s) Cynthia Byerly in conformance with the provisions of Utah Rules of Civil Procedure, Rule 55.

The amount requested does not contain collection costs or fees.

I have not included any non-public information in this document.

I declare under penalty of Utah Code Section 78B-5-705 that everything stated in this document is true and correct.

DATED April 29, 2023

MOUNTAIN PEAK LAW GROUP, PC

/s/ Heather Valerga
Stacy D. Stein, #16246
Heather Valerga, Esq. #14431
Attorney for Plaintiff

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