

IN THE CIRCUIT COURT FOR PRINCE GEORGE'S COUNTY, MARYLAND

Roderick Chavez, et al. * Case Number: CAL 12-3774
Plaintiffs, *
v. *
Jericho Baptist Church Ministries, Inc., et al. *
Defendants. *
* * * * *

MOTION FOR ORDER OF DEFAULT
AND DEFAULT JUDGMENT

COME NOW, Plaintiffs, by and through undersigned counsel, and move this Honorable Court to enter an Order of Default and Default Judgment, pursuant to Maryland Rules 2-311 and 2-613. Plaintiffs further state that:

- 1. Defendant Lynda Pyles was personally served on March 4, 2012, with a Summons and Complaint for Writ of mandamus at 2113 Gadsen Road, Upper Marlboro, MD 20772;
2. More than thirty (30) days have lapsed since the Defendant was served, and the Defendant has not filed an answer as of the date of the instant filing;
3. The Defendant's last known address is 2113 Gadsen Road, Upper Marlboro, MD 20772;
4. Plaintiff has mailed a copy of this Motion for Default to the Defendant's Attorney at Mark H. Isaac, Esq. Omalley, Miles, Wylem, and Gilmore, 11785 Beltsville Drive, 10th Floor, Calverton, MD 20705.
5. That the Defendant is not subject to the provisions of the Soldiers' and Sailors' Civil Relief Act of 1940, as evidenced by Affidavit attached hereto as Exhibit A.

WHEREFORE, the Plaintiff prays that:

- 1. An Order of Default be entered against the Defendant, and the Clerk notify the Defendant of the Court's actions; and,

2. This matter be set for hearing on the Plaintiff's prayer for default judgment and a default judgment be entered; and,
3. The Court award the Plaintiff such further and additional relief as the nature of the case may require and to which this Honorable Court may deem just and proper.

Respectfully submitted,

Raouf M. Abdullah & Associates, LLC
14714 Main Street
Upper Marlboro, MD 20772-3124
Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 10th day of April, 2012, a copy of the foregoing was sent by first class mail to the Defendant's Attorney at Mark H. Isaac, Esq. Omalley, Miles, Wylem, and Gilmore, 11785 Beltsville Drive, 10th Floor, Calverton, MD 20705.

Raouf M. Abdullah

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* * * * *

* * * *

**MILITARY AFFIDAVIT UNDER SOLDIERS' AND SAILORS' CIVIL RELIEF
ACT OF 1940 AND AMENDMENT THERETO OF OCTOBER 6, 1942**

STATE OF MARYLAND

COUNTY OF PRINCE GEORGE'S

I HEREBY CERTIFY in accordance with Section 201(b) of the Service Members Civil Relief Act [SCRA] (50 U.S.C. App. 501 et seq.) as amended that: 1. The Defendant is not now in the military service as that term is defined in SCRA Section 101.

2. The Defendant is not serving with the forces of a nation with which the United States is allied in the prosecution of a war or military action. [SCRA Section 104]

3. The Defendant is not a member of a reserve component who is ordered to report for military service. [SCRA Section 106(a)]

4. The Defendant is not a person who has been ordered to report for induction under the Military Selective Service Act (50 U.S.C. App. 451 et seq.) [SCRA Section 106(b)]

I solemnly affirm under the penalties of perjury that the contents of this Military

Affidavit are true to the best of my knowledge, information and belief.

I HEREBY SOLEMNLY swear or affirm under the penalties of perjury that the contents of the foregoing Complaint are true to the best of my knowledge, information, and belief.

A handwritten signature in blue ink, appearing to read "Roderick Chavez", is centered on a light gray rectangular background.

Roderick Chavez

April 10, 2012
Date

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	*	
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v.	*	
	*	
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	*	
Defendants.	*	
	*	
* * * * *	*	
	*	

ORDER

UPON CONSIDERATION of Plaintiff's Motion for Order of Default and Default Judgment filed in the above-captioned case, it is, this ____ day of _____, 2012, by the Circuit Court for Prince George's County, Maryland,

ORDERED, that the matter be, and hereby is, taken by default against the Defendant, subject to the Defendant's right to move to vacate this Order within thirty days of its entry.

JUDGE, Circuit Court for
Prince George's County, Maryland

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* * * * *

NOTICE OF DEFAULT ORDER

TO: LYNDA PYLES
2113 GADSEN ROAD
UPPER MARLBORO, MD 20772

YOU ARE HEREBY notified that an Order of Default has been entered against you in the above titled case on the ___ day of _____, 2012.

You may move to vacate the Order of Default within thirty (30) days from the date of entry. Your Motion shall state the reasons for the failure to plead and a legal and factual basis for the defense of the claim.

Clerk of Court