

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

Case Number: 25-22390-CIV-MARTINEZ

OMEGA SA,

Plaintiff,

vs.

THE INDIVIDUAL, BUSINESS ENTITY,
OR UNINCORPORATED ASSOCIATION
d/b/a THE E-COMMERCE STORE NAMES
IDENTIFIED ON SCHEDULE "A,"

Defendant.

ORDER ON FINAL DEFAULT JUDGMENT PROCEDURE

THIS CAUSE came before the Court upon the Clerk's Default entered against Defendants. (ECF No. 41). After careful consideration, it is

ORDERED AND ADJUDGED that:

1. **On or before August 1, 2025**, Defendants shall (1) file an answer or other response to the Complaint, and (2) file a motion to set aside the Clerk's Default that shows good cause for Defendants' failure to timely respond to the Complaint.¹ If Defendants fail to do so, default final judgment may be entered. In other words, Defendants must object to the Clerk's Default by the above deadline or Plaintiff may be able to obtain the relief requested in the Complaint.

2. **On or before August 8, 2025**, Plaintiff shall file a motion for final default judgment that includes affidavits of the amounts due by Defendants, if necessary, and any other

¹ The Court notes that a corporation must be represented by counsel and cannot proceed *pro se*. *Palazzo v. Gulf Oil Corp.*, 764 F.2d 1381, 1385 (11th Cir. 1985). Accordingly, any pleadings or documents filed by the corporate defendants must be filed through counsel.

supporting documentation necessary to determine the measure of damages and/or conclude this action. Plaintiff shall send a copy of the motion to Defendants' counsel, or to Defendants themselves, if Defendants do not have counsel. In the certificate of service, Plaintiff shall indicate that notice was sent and the address to where it was sent. Plaintiff's failure to file a motion for final default judgment within the specified time will result in a dismissal without prejudice.

3. Plaintiff shall immediately send a copy of this Order to Defendants and file a certificate of service on the record.

DONE AND ORDERED in Chambers at Miami, Florida, this 17th day of July, 2025.


JOSE E. MARTINEZ
UNITED STATES DISTRICT JUDGE

Copies provided to:
All Counsel of Record