STATE OF WISCONSIN

CIRCUIT COURT Branch 2

JEFFERSON COUNTY

DAVID J. WOLF,

v.

Plaintiff,

CLERK OF THE CIRCUIT COURT Case No. 12-CV-906FILED

FEB 1 9 2013

ARLAND CLEAN FUELS, LLC,

Defendant.

O'CLOCK_ CARLA J. ROBINSON, Clerk

NOTICE OF MOTION AND MOTION FOR DEFAULT JUDGMENT

PLEASE TAKE NOTICE Plaintiff David J. Wolf, by his attorneys, Solheim Billing & Grimmer, S.C., hereby moves the Court, the Honorable William F. Hue presiding, for default judgment against Defendant Arland Clean Fuels, LLC. This motion is made pursuant to Wis. Stats. §806.02(1), and is supported by the Affidavit of Travis James West ("West Aff.") filed herewith. As grounds for the motion, Plaintiff states:

- Pursuant to Wis. Stats. §806.02, Plaintiff is entitled to entry of a default judgment 1. in its favor and against Defendant as it has not filed a timely answer or other responsive pleading to the Complaint.
- Additional grounds are set forth in the Affidavit of Travis James West in Support 2. of Motion for Default Judgment filed herewith.

WHEREFORE, Plaintiff requests that its Motion for Default Judgment be granted and that judgment be entered against Defendant Arland Clean Fuels, LLC in the amount of \$250,000.00 plus interest as of the date hereof in the amount of \$7,430.08; plus interest calculated from the date of this motion to the date of entry of judgment at the per diem rate of \$68.49 per day; plus attorneys fees and costs in the amount of \$599.90; plus statutory postjudgment interest; and that the Court enter an order for declaratory judgment as set forth and requested in the Complaint.

Dated this 15th day of February, 2013.

Travis James West (1052340)

Solheim Billing & Grimmer, S.C.

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