

DAVID J. WOLF,
N6248 Christberg Road
Johnson Creek, WI 53038

MOTION TO VACATE JUDGMENT

Plaintiff,

v.

Case No. 12-CV-906

JEFFERSON CO CIRCUIT COURT
FILED

ARLAND CLEAN FUELS, LLC,
630 Davis Street, Suite 300
Evanston, IL 60201-4480

Case Code: 30303

MAR 19 2013

____ O'CLOCK ____ M.
CARLA J. ROBINSON, Clerk

Defendant.

COMES NOW Generation Clean Fuels, LLC, a Delaware limited liability company formerly known as Arland Clean Fuels, LLC, and moves this court to vacate the default judgment entered against it on February 19, 2013 by the Honorable William F. Hue (the "Default Judgment"). This motion is based on Wisconsin Rules of Civil Procedure under the following grounds:

1. Lack of personal jurisdiction based on a failure to properly serve Generation Clean Fuels pursuant to the requirements of Wisconsin Statute (hereafter Wis. Stat.) § 801.11;
2. Section 806.07(a) mistake, inadvertence, surprise, or excusable neglect.
3. Section 806.07(h) in the interests of equity.

WHEREFORE, Defendant requests that the Default Judgment be vacated and that Defendant be granted twenty (20) days from the date of such vacation to answer or otherwise respond to the Complaint filed in this matter by Plaintiff.

Dated:

Signed: 

Atty. Joseph A. Camilli
License Number: 1090039

Generation Clean Fuels, LLC
630 Davis St., Suite 300
Evanston, IL 60201