

QUAN-EN YANG, *et al*,  
on their own Behalf and on Behalf  
of All Others Similarly Situated,

Plaintiffs,

v.

G & C GULF, INC. d/b/a  
G&G TOWING, *et al*.

and

BRUCE PATNER t/a  
PATNER PROPERTIES,  
On His Own Behalf and on Behalf  
of All Others Similarly Situated,

Defendants.

\* IN THE  
\* CIRCUIT COURT FOR  
\* MONTGOMERY COUNTY, MD

\* Case No. 403885V  
\* TRACK VI

\* Hon. Ronald B. Rubin,  
\* Specially Assigned

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**PLAINTIFFS’ MOTION FOR ENTRY OF ORDER OF DEFAULT**

Plaintiffs, by and through their undersigned Plaintiff Class Counsel, move pursuant to Md. Rule 2-613(b) for entry of an Order of default judgment against Defendant, Longmead Crossing Condominium (“Longmead”), for failure to file an Answer to Plaintiffs’ Sixth Amended Class Action Complaint and Demand for Jury Trial (“Sixth Amended Complaint”). In support thereof, Plaintiffs state as follows:

1. On February 25, 2020, Plaintiffs filed with the Court their Sixth Amended Complaint, naming, for the first time, Longmead as a Defendant. Dkt. No. 896.
2. The Court issued a Summons to Longmead on February 26, 2020, requiring an Answer to be filed within thirty (30) days of service. Dkt. No. 898.
3. Longmead was personally served with the Writ of Summons and Sixth Amended Complaint on March 5, 2020 by hand delivery to Evelyn Diaz, who accepted service on behalf of

Mark Olinger, Longmead's resident agent. The Affidavit of Service was filed with the Court on March 11, 2020. Dkt. No. 909.

4. The last known address of Longmead is 3833 Farragut Avenue, Kensington, Maryland 20895.

5. Where the time for filing an answer expires and defendant has failed to file a timely response to a Complaint as required, Md. Rule 2-613 provides that "the court, on written request of the plaintiff shall enter an order of default." Md. Rule 2-613(b).

6. Because more than 30 days have passed since Longmead was served with the Sixth Amended Complaint and it has failed to file an answer or responsive pleading, Plaintiffs respectfully request that the Court enter an order of default against Longmead.

Dated: October 12, 2020

Respectfully submitted,

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Sara E. Assaid

**CERTIFICATE OF SERVICE**

I hereby certify that on this 12<sup>th</sup> day of October, 2020, a copy of the foregoing Motion for Entry of Order of Default Judgment was served on the following:

Gardner M. Duvall  
Patrick D. McKeivitt  
Whiteford, Taylor & Preston, LLP  
Seven Saint Paul Street, Suite 1500  
Baltimore, Maryland 21202

Thomas D. Murphy  
Murphy & Mood, P.C.  
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Rockville, Maryland 20850

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Miller, Miller & Canby  
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Charles Thomas Brown  
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10621 Jones Street, Suite 101  
Fairfax, Virginia 22030

John Moody  
101 N Adams Street  
Rockville, Maryland 20850



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Sara E. Assaid

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**ORDER OF DEFAULT**

UPON CONSIDERATION of the Plaintiffs Motion for Entry of Order of Default for the failure of Defendant, Longmead Crossing Condominium, to file a responsive pleading to Plaintiffs' Sixth Amended Class Action Complaint and Demand for Jury Trial, it is this \_\_\_\_\_ day of \_\_\_\_\_, 2020, by the Circuit Court for Montgomery County, hereby

**ORDERED**, that default shall be entered, and hereby is entered, against Defendant Longmead Crossing Condominium.

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Honorable Ronald B. Rubin  
Judge, Circuit Court for Montgomery County