

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

)	
)	
MAGBAG LLC,)	Case No.: 3:25-CV-01376
)	
Plaintiff,)	
)	Judge: Waverly D. Crenshaw, Jr.
v.)	
)	Magistrate Judge: Barbara D. Holmes
THE ENTITIES, PARTNERSHIPS, AND)	
UNINCORPORATED ASSOCIATIONS)	
LISTED ON SCHEDULE A,)	JURY DEMAND
)	
Defendants.)	

**PLAINTIFF’S MOTION FOR ENTRY OF DEFAULT AGAINST CERTAIN
DEFENDANTS**

Plaintiff MagBag LLC (“Plaintiff”), by and through undersigned counsel, hereby requests that the Clerk of Court enter default against the Defendant(s) listed in the table attached as Exhibit A (collectively, the “Defaulting Defendants”) pursuant to Rule 55(a) of the Federal Rules of Civil Procedure, and in support thereof states as follows:

1. This action was commenced by the filing of Plaintiff’s Complaint on November 25, 2025. ECF No. 1. On December 22, 2025, Plaintiff filed an Amended Complaint. ECF No. 11. A Summons was duly issued that day. ECF No. 10. On December 22, 2025, Plaintiff additionally moved for a temporary restraining order. ECF Nos. 12-14. That motion was granted on December 23, 2025. ECF No. 19.

2. The Defaulting Defendants were properly served with the Summons and Amended Complaint by email on January 14, 2026, January 16, 2026, and January 19, 2026 as evidenced by the Notices of Service entered on January 14, 2026 (ECF No. 27) and January 20,

2026 (ECF No. 28) and their respective attachments (ECF Nos. 27.1 - 27.2; ECF Nos. 28.1 – 28.2).

3. Each of the Defaulting Defendants was served with the notice relating to the consequences of default on January 14, 2026, January 16, 2026, and January 19, 2026. See ECF Nos. 27-28.

4. The time for the Defaulting Defendant(s) to answer, move, otherwise plead to the Complaint expired on February 9, 2026 for all defendants.

5. The Defaulting Defendant(s) have failed to file an answer, motion or other responsive pleading within the time prescribed by the Federal Rules of Civil Procedure and have not moved for or received any extension of time to do so.

6. This Motion for Entry of Default is accompanied by the Declaration of G. Edward Powell in Support of Plaintiff's Entry of Default pursuant to Federal Rule of Civil Procedure 55(a) and Local Rule 55.01(a).

CONCLUSION

WHEREFORE, Plaintiff respectfully requests that the Clerk of the Court enter a default against each of the Defaulting Defendants named herein pursuant to Federal Rule of Civil Procedure 55(a).

Dated: February 12, 2026

Respectfully submitted,

/s/ G. Edward Powell, III

Chanelle Acheson (TN BPR #30008)

W. David Bridgers (TN BPR #16603)

G. Edward Powell III (CA Bar #324530)

Waddey Acheson LLC

1030 16th Ave S, Suite 300

Nashville, TN 37212

615-839-1100

ed@waddeyacheson.com

Counsel for Plaintiff MagBag LLC

CERTIFICATE OF SERVICE

I hereby certify that on February 12, 2026, a true and correct copy of the foregoing PLAINTIFF'S MOTION FOR ENTRY OF DEFAULT AGAINST CERTAIN DEFENDANTS will be served upon the Defendants listed in Schedule A to the Complaint on any party that has appeared via ECF or via the alternative methods of service previously employed in this case, including service by electronic mail to the email addresses identified for each Defendant and/or by publication.

/s/ G. Edward Powell III

G. Edward Powell III (CA Bar #324530)