

**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI  
AT INDEPENDENCE  
CIVIL DIVISION**

<b>SRS DISTRIBUTION, INC.</b>	)	
<b>a/k/a DJ ROOFING SUPPLY,</b>	)	
	)	<b>Case No. 1616-CV11750</b>
<b>Plaintiff,</b>	)	<b>Division 16</b>
	)	
<b>v.</b>	)	
	)	
<b>BULL CONTRACTING, LLC,</b>	)	<b>Hearing Date: August 23, 2016</b>
<b>d/b/a BULL ROOFING, et al.,</b>	)	<b>Hearing Time: 1:15 p.m.</b>
	)	
<b>Defendants.</b>	)	

**MOTION FOR DEFAULT JUDGMENT**

COMES NOW, plaintiff, SRS Distribution, Inc. a/k/a DJ Roofing Supply, and pursuant to Missouri Rule of Civil Procedure 74.05, moves this Court for an Order Entering a Judgment of Default against defendants Bull Contracting, LLC d/b/a Bull Roofing, Christopher J. Moreno, and Kenneth F. Eastland. In support thereof, plaintiff states:

1. On May 17, 2016, plaintiff filed its Petition against defendants, seeking judgment against defendants in accordance with the allegations and prayers contained in plaintiff's Petition.
2. On May 17, 2016, plaintiff filed a Motion for Approval and Appointment of Private Process Server, Scott Wiechmann.
3. On May 18, 2016, the Deputy Court Administrator for the 16<sup>th</sup> Judicial Circuit of Missouri, sustained plaintiff's request for the approval and appointment of Scott Wiechmann, as special process server in the above captioned case.

4. On May 21, 2016, Special Process Server, Scott Wiechmann, served defendant Bull Contracting, LLC d/b/a Bull Roofing with the Summons and Petition in the above captioned case as evidenced by his return of service filed in this action on May 23, 2016.

5. On May 21, 2016, Special Process Server, Scott Wiechmann, served defendant Christopher J. Moreno with the Summons and Petition in the above captioned case as evidenced by his return of service filed in this action on May 23, 2016.

6. On June 2, 2016, the Sheriff of St. Clair County, Missouri, served defendant Kenneth F. Eastland with the Summons and Petition in the above captioned case as evidenced by his return of service filed in this action on June 8, 2016.

7. Pursuant to Missouri Rule of Civil Procedure 55.25, defendants had 30 days after the service of the Summons and Petition within which to answer or otherwise plead.

8. To date, defendants have failed to plead or otherwise defend as provided by Missouri Rule of Civil Procedure 74.05, and are currently in default.

WHEREFORE, for the reasons stated, plaintiff seeks to have this Court enter a Judgment of Default against defendant Bull Contracting, LLC d/b/a Bull Roofing in accordance with the allegations and prayers contained in **Count I** of plaintiff's Petition; to wit: the principal sum of \$33,819.82, plus accrued pre-judgment interest from March 10, 2016 at the contractual rate of 18% per annum (\$16.678 per day), post judgment interest at the statutory rate, for reasonable attorney's fees and the costs of this action, including any special process server fees, and for such other and further relief as the Court deems just and equitable.

WHEREFORE, for the reasons stated, plaintiff seeks to have this Court enter a Judgment of Default against defendants Christopher J. Moreno and Kenneth F. Eastland, jointly and severally, in accordance with the allegations and prayers contained in **Count II** of plaintiff's

Petition; to wit: the principal sum of \$33,819.82, plus accrued pre-judgment interest from March 10, 2016 at the contractual rate of 18% per annum (\$16.678 per day), post judgment interest at the statutory rate, for reasonable attorney's fees and the costs of this action, including any special process server fees, and for such other and further relief as the Court deems just and equitable.

Respectfully Submitted By:

MOLLE LAW FIRM, LLC

/s/John M. Molle

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ATTORNEY FOR PLAINTIFF

**NOTICE OF HEARING**

PLEASE TAKE NOTICE that plaintiff's Motion for Default Judgment will be called up for hearing at **1:15 p.m.** on Tuesday, **August 23, 2016** in Division 16 of the Jackson County, Missouri Circuit Court at Independence.

/s/John M. Molle

Attorney for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on the 13<sup>th</sup> day of July, 2016, I sent the foregoing by Regular U.S.

Mail to the following:

Bull Contracting, LLC d/b/a Bull Roofing  
Attn: Christopher J. Moreno, Registered Agent  
912 SW Daney Dr.  
Lee's Summit, MO 64081  
*Defendant*

Christopher J. Moreno  
912 SW Daney Dr.  
Lee's Summit, MO 64081  
*Defendant*

Kenneth F. Eastland  
360 Chestnut Street  
Osceola, MO 64776  
*Defendant*

/s/John M. Molle

Attorney for Plaintiff