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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

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Cause No.: 3:18-cv-00833-D-BN

STEVE S. GEE JR.,	)	In a removal from the 422nd District
	)	Court of Kaufman County, Texas
Petitioner,	)	
	)	State case number: 96435-422
v.	)	<i>("In the Interest of J.E.G., a Child")</i>
	)	Judge Michael B. Chitty, presiding
STATE OF TEXAS,	)	
STACEY D. GEE, and	)	
ADORA L. LOCKABY,	)	CONSTITUTIONAL QUESTIONS
	)	INJUNCTIVE RELIEF SOUGHT
Respondents.	)	DEMAND FOR JURY TRIAL

**Affidavit in Support of Formal Request for Clerk's  
Entry of Default upon Respondent Adora L. Lockaby**

Now hereby I the affiant, Steve S. Gee Jr., do declare under penalty of perjury that the following facts are true and correct to the best of my information and belief:

1. I am an undersigned Petitioner in this removal action, and Respondent Adora L. Lockaby is one of the three (3) formal Respondents herein, being formally engaged parties already below;
2. The instant verified removal petition package was filed herein on April 5, 2018, and was also duly served upon Respondent Adora L. Lockaby the very same date;
3. Proof of same said service upon Respondent Adora L. Lockaby is attached directly hereto;
4. Respondent Adora L. Lockaby has never either filed nor served upon me any appearance, any valid answer or motion to remand, nor any other responsive pleading or paper, whatsoever;
5. Accordingly, Respondent Adora L. Lockaby has failed to timely answer, plead or otherwise respond or defend herein as provided by the Federal Rules of Civil Procedure, *see also* the thirty (30) days' maximum time allotted under 28 USC § 1447(c), and so therefore

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**Clerk's Entry of Rule 55(a) Default on Respondent Adora L. Lockaby**

It now appearing: that the removal Petition was filed in this case on April 5, 2018; that the same was duly served upon Respondent Adora L. Lockaby as evidenced by Petitioner's proof of service attached to corresponding Affidavit; that generally twenty-one (21) days from the date of service upon a party is the deadline to file an answer or some other pleading in response; that 28 USC § 1447(c) allows a maximum of thirty (30) days from date of service upon a party in which to have filed an appearance along with formal answer, valid motion to remand, or to otherwise respond or plead; that due to service on Respondent Adora L. Lockaby being by postal mail, the final deadline date to answer or otherwise respond passed on May 8, 2018; and lastly, that no appearance, no answer, no response, no valid motion to remand, and no other pleading or paper of any sort was filed by Respondent Adora L. Lockaby herein;

Therefore, upon the timely request and demand of the Petitioner, default is now and hereby entered against Respondent Adora L. Lockaby as provided and required by Rule 55(a), F.R.Cv.P.

KAREN MITCHELL, CLERK

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By Deputy Clerk