

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THE UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 NEW BLACK PANTHER PARTY)
 FOR SELF-DEFENSE, an)
 unincorporated association, MALIK ZULU)
 SHABAZZ, MINISTER KING SAMIR)
 SHABAZZ aka MAURICE HEATH, and)
 JERRY JACKSON,)
)
 Defendants.)

Civil Action No. 2:09-cv-0065
REQUEST TO ENTER DEFAULT OF
MALIK ZULU SHABAZZ
(Fed. R. Civ. P. 55(a))

REQUEST FOR ENTRY OF DEFAULT

TO: Michael E. Kunz, Clerk of Court
United States District Court for the Eastern District of Pennsylvania

The United States requests that the Clerk of this Court enter the default of Defendant Malik Zulu Shabazz for failure to plead or otherwise defend in a timely manner, as provided by Federal Rule of Civil Procedure 55(a).

This request is based on the attached Declaration of J. Christian Adams which shows:

1. Defendant Malik Zulu Shabazz was served with the Summons and Complaint on January 28, 2009.
2. The Affidavit of Service filed with this Court on January 29, 2009, establishes that service was proper under Federal Rule of Civil Procedure 4(e)(2)(A).
3. Defendant Malik Zulu Shabazz has failed to plead or otherwise respond to the Complaint.

4. The applicable time limit for responding has expired.
5. Defendant Malik Zulu Shabazz is not an infant, nor an incompetent person, nor in the military service of the United States.

Dated: April 1, 2009.

Respectfully submitted,

s/ Spencer R. Fisher

SPENCER R. FISHER

Trial Attorney

United States Department of Justice

Civil Rights Division, Voting Section

950 Pennsylvania Avenue, N.W.

NWB - Room 7146

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202-305-0015 phone

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CERTIFICATE OF SERVICE

I certify that, prior to 5:00 p.m. on April 1, 2009, a true and correct copy of the foregoing Request to Enter Default of Malik Zulu Shabazz and attached Declaration of J. Christian Adams, was placed in the United States mail, in a properly-addressed envelope, with first-class postage duly paid and affixed to the envelope, and with the envelope addressed to the following non-CM/ECF participants:

1. Malik Zulu Shabazz
Defendant
Chairman, New Black Panther Party for Self-Defense, an unincorporated association
4043 Clay Place
Washington, DC 20019
2. Jerry Jackson
Defendant
813 N. Parks St.
Philadelphia, PA 19123
3. Minister King Samir Shabazz a/k/a Maurice Heath
Defendant
1522 S. 20th Street
Philadelphia, PA 19146

This Certificate was executed on April 1, 2009 at Washington, DC.

s/ Spencer R. Fisher
SPENCER R. FISHER
Trial Attorney
United States Department of Justice
Civil Rights Division, Voting Section
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