

IN THE NINTH JUDICIAL DISTRICT FOR THE STATE OF TENNESSEE
CIRCUIT DIVISION

ESTATE OF STEFAN SUTO, through the executrix, JANA SUTOOVA BENNUN, STEVEN BENNUN, individually, and JANA SUTOOVA BENNUN, individually, citizens and residents of Morgan County, Tennessee,

Plaintiffs,

v.

CARRIE LYNN MADEJ, a citizen and resident of Cherokee County, Georgia, during the time in which she was providing healthcare services to the Plaintiffs through the individual practice of Carrie Madej, D.O. located at 1109 Iron Mountain Road, Canton, Georgia 30115

Defendant.

**] No. 2023CV7
] TWELVE MEMBER
] JURY REQUESTED**

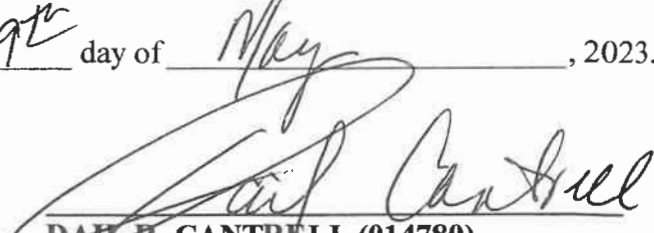
MOTION FOR DEFAULT JUDGMENT

Come now the Plaintiffs, by and through counsel, pursuant to Rule 55.01 of the Tennessee Rules of Civil Procedure, and does hereby move this Honorable Court to enter a Default Judgment against the Defendant Carrie Madej. As grounds for this Motion, and as stated in the Affidavit of R. Emily Horton attached hereto as Exhibit "A," the Plaintiff would show unto this Honorable Court as follows:

1. The Defendant Madej was served with a copy of the Summons and the Complaint in this action on the March 27, 2023, as is reflected in the record.
2. Defendant has failed to plead or otherwise defend as provided by the Tennessee Rules of Civil Procedure.
3. The Defendant is not incompetent, nor a minor.

WHEREFORE, PREMISES CONSIDERED, the Plaintiffs request that a Default Judgment be taken against the Defendant and that this matter be set for hearing on damages.

Respectfully submitted this the 9th day of May, 2023.


DAIL R. CANTRELL (014780)
Attorney for Plaintiff

OF COUNSEL:

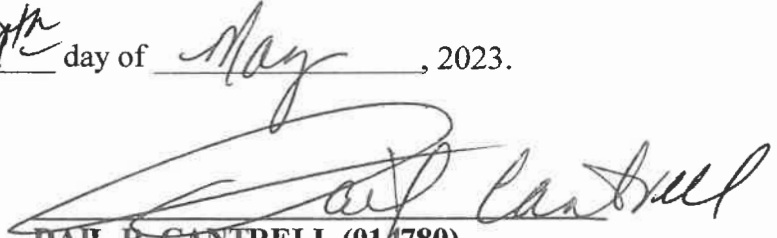
THE CANTRELL LAW FIRM
Post Office Box 299
Clinton, Tennessee 37717
(865) 457-9100

CERTIFICATE OF SERVICE

Comes now the undersigned below and does make oath that a true and exact copy of this pleading has been served upon, those addressed below, postage pre-paid.

Carrie Madej
1109 Iron Mountain Road
Canton, GA 30115

Respectfully submitted this the 9th day of May, 2023.


DAIL R. CANTRELL (014780)
Attorney for Plaintiff

Signed this the 9th day of May, 2023.

Dail R Cantrell
DAIL R CANTRELL (014780)

OATH

STATE OF TENNESSEE |
COUNTY OF ANDERSON |

I, **DAIL R CANTRELL**, after first being duly sworn according to law, make oath that I have read the foregoing Affidavit, and that the facts set forth therein are true to the best of my knowledge, information and belief, and that this Affidavit is not made out of levity, but in sincerity and truth for the causes mentioned therein.

Witness my hand this the 9th day of May, 2023.

Dail R Cantrell
DAIL R CANTRELL (014780)

Sworn to and subscribed before me this
the 9th day of May, 2023.

Rhonda S. Goodman

NOTARY PUBLIC

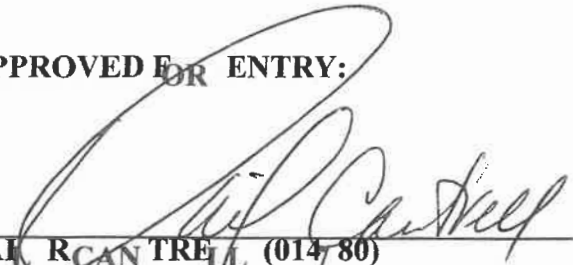
My Commission Expires: July 28, 2026



ENTERED this the ___ day of _____, 2023.

**HON. MICHAEL PEMBERTON
CIRCUIT COURT JUDGE**

APPROVED FOR ENTRY:




**DAIL R. CANTRELL (014780)
THE CANTRELL LAW FIRM
P. O. Box 299
Clinton, TN 37717-0299
(865) 457-9100**

CERTIFICATE OF SERVICE

Comes now the undersigned below and does make oath that a true and exact copy of this pleading has been served upon, those address below, by placing same in the United States mail, postage pre-paid.

Carrie Madej
1109 Iron Mountain Road
Canton, GA 30115

Respectfully submitted this the 9th day of May, 2023.



**DAIL R. CANTRELL (014780)
Attorney for Plaintiff**