

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

THOMAS L. TAYLOR III, solely in his	§	
capacity as Court-appointed temporary	§	
receiver for Breitling Energy Corporation,	§	
<i>et al.</i> ,	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. 3:20-cv-00393-D
	§	
REYMOND TREVINO, EAGLE RIO	§	
ENERGY COMPANIES, INC., DEREK	§	
TAYLOR, ALDEN ADAMS, LLC,	§	
NATHAN MADU, and OKOTO OKPO,	§	
	§	
Defendants.	§	

PLAINTIFF’S REQUEST FOR ENTRY OF DEFAULT

Plaintiff Thomas L. Taylor III, solely in his capacity as Court-appointed temporary receiver for Breitling Energy Corporation, *et al.* (“Receiver”), requests that the Clerk of this Court enter the default of one of the defendants, Nathan Madu (“Madu”). Plaintiff makes this request pursuant to Federal Rule of Civil Procedure 55(a). Plaintiff also makes this request based on the facts set forth in Plaintiff’s Certificate of Service of Process on file with this Court (ECF No. 28) and on the accompanying Declaration of Andrew M. Goforth, dated December 15, 2020 (attached).

Dated: December 15, 2020

Respectfully submitted,

THE TAYLOR LAW OFFICES, PC

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By: /s/ Andrew M. Goforth

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COUNSEL FOR RECEIVER

CERTIFICATE OF SERVICE

I certify that on December 15, 2020 I filed the foregoing document through the Court's CM/ECF filing system, and emailed the foregoing document to *lilmadu@hotmail.com*, which satisfies service requirements under FED. R. CIV. P. 5(b).

/s/ Andrew M. Goforth
Andrew M. Goforth

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Plaintiff,	§	
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	§	
REYMOND TREVINO, EAGLE RIO ENERGY COMPANIES, INC., DEREK TAYLOR, ALDEN ADAMS, LLC, NATHAN MADU, and OKOTO OKPO,	§	
	§	
	§	
	§	
Defendants.	§	

**DECLARATION OF ANDREW M. GOFORTH IN SUPPORT OF
PLAINTIFF’S REQUEST FOR ENTRY OF DEFAULT**

Pursuant to 28 U.S.C. § 1746 I, Andrew M. Goforth, declare and state the following under penalty of perjury:

1. I am an attorney duly admitted to practice before the courts of the State of Texas and the U.S. District Court for the Northern District of Texas. I represent Plaintiff in the above-captioned action, and I have entered an appearance on his behalf herein.
2. I make this declaration in support of Plaintiff’s Request for Entry of Default pursuant to Rule 55(a) of the Federal Rules of Civil Procedure.
3. This action for the avoidance of fraudulent transfers and unjust enrichment was commenced by filing a complaint against Defendant Nathan Madu (“Madu”) on February 18, 2020 (ECF No. 1).

4. As shown by Plaintiff's Certificate of Service of Process on file with this Court (ECF No. 28), as of August 26, 2020 Defendant Madu was served (1) by mailing to his last known address by certified mail, return receipt requested a copy of the Court's August 3, 2020 Order granting the Receiver leave to effect substitute service on Madu ("Order"), the summons, and the complaint; (2) by leaving these documents with anyone over sixteen years of age at his last known address; and (3) by affixing the documents to the door at his last known address. ECF No. 28.

5. The response deadline for Defendant Madu has passed. I have not received an answer or other response to the Receiver's Complaint, nor is one on file with this Court.

6. Because Defendant Madu has failed to file an answer or otherwise defend this lawsuit, Plaintiff is entitled to entry of default pursuant to Rule 55.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on December 15, 2020 in Houston, Texas.

/s/ Andrew M. Goforth