

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**CHARLESTON DIVISION**

WESBANCO BANK, INC.,

Plaintiff,

v.

CIVIL ACTION NO. 2:19-cv-00821  
HONORABLE IRENE C. BERGER

TODD LESSER

Defendant.

**PLAINTIFF WESBANCO BANK, INC.'S MOTION FOR ENTRY OF DEFAULT  
AGAINST DEFENDANT TODD LESSER**

Plaintiff, WesBanco Bank, Inc., a West Virginia banking corporation (“WesBanco”), by and through its counsel, James W. Lane, Jr., William J. Aubel, and Flaherty Sensabaugh Bonasso PLLC, pursuant to Rule 55(a) of the *Federal Rules of Civil Procedure*, moves for an entry of default against the Defendant, Todd Lesser (the “Defendant”).

In support of its Motion, WesBanco states as follows:

1. On November 20, 2019, WesBanco filed the instant action for money judgment on the outstanding deficiency balance owed on a loan made by WesBanco to the Defendant.
2. On February 18, 2020, the Defendant was properly served in La Jolla, California by substitute service at his primary residence by a private investigator hired by WesBanco, Mr. Gregory Long. The return of service was filed with this Court on or about March 19, 2020. (Doc. 7)
3. As of the date of this Motion, the Defendant has not answered, plead, or otherwise defended this matter.

4. The deadline for the Defendant to answer, plead, or otherwise defend this matter has passed.

5. Upon information and belief, the Defendant is not a minor, incompetent, or currently confined in the penitentiary of any state. Therefore, default should be entered for WesBanco.

WHEREFORE, for the reasons outlined above, Plaintiff, WesBanco Bank, Inc., is entitled to the entry of default against the Defendant, Todd Lesser.

**Respectfully Submitted,**

**WESBANCO BANK, INC.**

**By Counsel,**

*/s/ William J. Aubel*  
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