IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re: Welded Construction, L.P., *et al*., Debtors.[1]	Chapter 11 Case No. 18-12378 (CSS) (Jointly Administered)
Welded Construction, L.P., Plaintiff, vs. Veriforce, LLC, Defendant.	Adv. No. 20-50955

PLAINTIFF'S REQUEST FOR ENTRY OF DEFAULT

TO THE CLERK OF THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE:

Please enter default against the defendant named in the above captioned action (the "Defendant"), pursuant to Fed. R. Civ. P. 55(a) and Fed. R. Bankr. P. 7055, for its failure to plead, otherwise defend or enter an appearance in the above captioned adversary proceeding as set forth in the Declaration of Jennifer A. Hepola In Support of Plaintiff's Request for Default and filed concurrently herewith.

1 The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Welded Construction, L.P (5008) and Welded Construction Michigan, LLC (9830).

1812378210325000000000005

Dated: March 24, 2021

BLANK ROME LLP

By: /s/ *Josef W. Mintz*
Josef W. Mintz, Esq., DE 5644
1201 Market Street, Suite 800
Wilmington, Delaware 19801
Telephone: (302) 652-3131
mintz@blankrome.com

-and-

ASK LLP
Joseph L. Steinfeld, Jr., Esq., MN SBN 0266292
Nicholas C. Brown, Esq., NC SBN 38054
2600 Eagan Woods Drive, Suite 400
St. Paul, MN 55121
Telephone: (651) 406-9665
Fax: (651) 406-9676
Email: nbrown@askllp.com

Counsel for Post-Effective Date Debtors

EXHIBIT A

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

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DECLARATION REQUESTING CLERK'S ENTRY OF DEFAULT

I, Jennifer A. Hepola, hereby declare that the following is true and correct to the best of my knowledge, information, and belief:

1. I am a paralegal employed by ASK LLP, the attorneys of record for Plaintiff. I am over the age of 21 years and am competent to testify of my own personal knowledge about the matters contained herein. My job duties include responsibility for the service of process for the summons and complaint in all adversary proceedings filed by ASK LLP.

2. I respectfully submit this Declaration Requesting Clerk's Entry of Default against the above-named Defendant, Veriforce, LLC, (the "Defendant"), for failure to answer or otherwise defend herein.

1 The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Welded Construction, L.P (5008) and Welded Construction Michigan, LLC (9830).

3. ASK LLP was retained by the Plaintiff to avoid and recover preferential payments made to certain creditors in the above-captioned bankruptcy case under 11 U.S.C. §§ 547-550.

4. On or about October 20, 2020, the Plaintiff initiated the above-captioned adversary proceeding, Adversary Number 20-50955 (the "Adversary Proceeding"), by filing a complaint to avoid and recover transfers (the "Complaint") against Defendant in the amount of $251,255.00.

5. This Adversary Proceeding was brought to seek a judgment against Defendant in the amount of $251,255.00, plus filing fees costs in the amount of $350.00.

6. On November 10, 2020, ASK LLP caused the Defendant to be served via U.S. Certified Mail with the Summons and Complaint in this action in accordance with Fed. Rule Bankr. P. 7004(b). Attached hereto as Exhibit 1 is the Proof of Service filed with the Court and is incorporated herein by this reference.

7. The Defendant failed to answer or otherwise respond to Plaintiff's complaint within the time provided by the Summons, Federal Rules of Civil Procedure, Federal Rules of Bankruptcy Procedure, the Local Rules of this Court, and any applicable orders entered in the Adversary Proceeding. The Summons and Complaint have not been returned by the United States Post Office, nor have we received any other notification that the Defendant was not served.

8. I have reviewed the docket of this adversary proceeding using PACER and no answer or other appearance has been filed on behalf of the Defendant as of the date of this Declaration.

9. To the best of my knowledge and belief, Defendant is a business entity and therefore is not an infant, incompetent person, or subject to the protection provided by the Soldiers and Sailors Civil Relief Act 1940 (50 U.S.C. App. § 520).

10. Pursuant to Del. Bankr. L.R. 7055-1, a copy of the Plaintiff's Request for Default and Plaintiff's Request for Entry of Default Judgment is being served on Defendant contemporaneously with the filing of the same with the Court.

11. This Declaration is made to comply with Federal Rule of Civil Procedure 55(a), as incorporated by Bankruptcy Rule 7055.

I declare[2] under penalty of perjury under the laws of the United States of America pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct. Executed on March 24 2021.

Jennifer A. Hepola

[2] Pursuant to 28 U.S.C. § 1746, "Wherever, under any law of the United States or under any rule…any matter is required or permitted to be supported, evidenced, established, or proved by…affidavit… such matter may, with like force and effect, be supported, evidenced, established, or proved by the unsworn declaration…"

EXHIBIT 1

IN RE: WELDED CONSTRUCTION, L.P., ET AL.
CASE NO. 18-12378 (CSS) ADV.NO.: 20-50955
VERIFORCE, LLC

PROOF OF SERVICE

STATE OF MINNESOTA, COUNTY OF DAKOTA

I am a resident of the County aforesaid. I am over the age of 18 years and not a party to the within entitled action. My business employment address is

2600 Eagan Wood Drive, Suite 400, St. Paul, Minnesota 55121

On the date indicated immediately above my signature below, I served the foregoing documents described as:

1) COMPLAINT;
2) SUMMONS; and
3) NOTICE OF DISPUTE RESOLUTION ALTERNATIVES.

on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States mail at St. Paul, Minnesota, addressed as follows:

Registered Agent for Defendant [**via Certified Mail 7019 2280 0001 0971 2816**]
Louie C. Werderich, Registered Agent
Veriforce, LLC
19221 I-45 South
Shenandoah, Texas 77385

Defendant [**via Certified Mail 7019 2280 0001 0971 2823**]
Colby Lane, CEO
Veriforce, LLC
1575 Sawdust Road
Suite 600
The Woodlands, Texas 77380

☐ By Regular Mail - I caused such envelope with first class postage thereon, fully prepaid to be placed in the United States mail.

☒ Certified Mail (return receipt requested) with first class postage thereon, to be mailed in the United States mail.

I declare that I am an employee in the offices of a member of the State Bar of this Court at whose direction the service was made.

I declare under penalty of perjury under the laws of the State of Minnesota that the foregoing is true and correct.

Executed at St. Paul, Minnesota on November 10, 2020.

/s/ Jennifer Hepola

Jennifer Hepola, Declarant
No: 2194258 Stat: - Answ: /*

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ENTRY OF DEFAULT

It appears from the record that the following defendant failed to plead or otherwise defend in this case as required by law.

Name:
Veriforce, LLC

Therefore, default is entered against the defendant as authorized by Federal Rule of Bankruptcy Procedure 7055.

_____
Clerk of the Bankruptcy Court

By: _____
Deputy Clerk

_____
Date

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