

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
OKLAHOMA

Derek Palmer v. Wild Child Motors, LLC

Case No. CIV-25-1562-R (W.D. Okla. Apr. 28, 2026) · No. CIV-25-1562-R · Decided April 28, 2026

SUMMARY

The United States District Court for the Western District of Oklahoma grants Wild Child Motors, LLC's unopposed motion to vacate the entry of default under Federal Rule of Civil Procedure 55(c). The court finds that good cause exists, vacates the April 6, 2026 entry of default, and directs the defendant to file an answer or other responsive pleading within twenty days.

CASE DETAILS

COURT	United States District Court for the Western District of Oklahoma
WRITING FOR THE COURT	David L. Russell
JURISDICTION	United States District Court for the Western District of Oklahoma
DECIDED	April 28, 2026
DOCKET	CIV-25-1562-R
DISPOSITION	vacated
PROCEDURAL POSTURE	Defendant moved unopposed under Federal Rule of Civil Procedure 55(c) to vacate the entry of default.
STANDARD OF REVIEW	Whether good cause exists under Federal Rule of Civil Procedure 55(c) to set aside an entry of default.
PRECEDENTIAL VALUE	Unpublished district court order; limited precedential value

TOPICS

- default
- default judgment
- civil procedure
- commercial litigation

PRACTICE AREAS

- civil procedure
- commercial litigation

QUESTIONS PRESENTED

1. Whether the entry of default should be set aside for good cause under Federal Rule of Civil Procedure 55(c).

HOLDINGS

1. An entry of default may be set aside for good cause under Federal Rule of Civil Procedure 55(c), and the court found that good cause was established on the circumstances presented.

KEY QUOTATIONS

“The principal factors in determining whether a defendant has met the good cause standard are (1) whether the default was the result of culpable conduct of the defendant, (2) whether the plaintiff would be prejudiced if the default should be set aside, and (3) whether the defendant presented a meritorious defense.”

FACTUAL BACKGROUND

Defendant failed to respond in the action, resulting in an entry of default dated April 6, 2026. Defendant filed an unopposed motion seeking to vacate that entry. The court found that the Rule 55(c) good-cause standard was satisfied.

PROCEDURAL HISTORY

An entry of default was entered against Wild Child Motors, LLC on April 6, 2026. Defendant then filed an unopposed motion to vacate the entry of default. The district court granted the motion, vacated the entry of default, and ordered Defendant to file an answer or other responsive pleading within twenty days.

DISPOSITION

vacated

CASES CITED

- Pinson v. Equifax Credit Info. Servs., Inc., 316 Fed. Appx. 744, 750 (10th Cir. 2009)
- Dennis Garberg & Assocs., Inc. v. Pack-Tech Int'l Corp., 115 F.3d 767, 775 n.6 (10th Cir. 1997)
- Hunt v. Ford Motor Co., 65 F.3d 178 (10th Cir. 1995) (unpublished)

OPINION

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF OKLAHOMA DEREK PALMER,)) Plaintiff,)) v.) Case No. CIV-25-1562-R) WILD CHILD MOTORS, LLC,)) Defendant.) ORDER Before the Court is Defendant’s Unopposed Motion to Vacate Entry of Default [Doc. No. 10]. Rule 55(c) permits the Court to set aside an entry of default “for good cause.” The good cause requirement is a “lesser standard for the defaulting party than the excusable negligence which must be shown for relief from judgment under Fed.

R. Civ. P. 60(b).” Pinson v. Equifax Credit Info. Servs., Inc., 316 Fed. Appx. 744, 750 (10th Cir. 2009) (quoting Dennis Garberg & Assocs., Inc. v. Pack-Tech Int'l Corp., 115 F.3d 767, 775 n.6 (10th Cir. 1997)). The Tenth Circuit has summarized the good cause inquiry under Rule 55(c) as follows: The principal factors in determining whether a defendant has met the good cause standard

are (1) whether the default was the result of culpable conduct of the defendant, (2) whether the plaintiff would be prejudiced if the default should be set aside, and (3) whether the defendant presented a meritorious defense.

These factors are not “talismanic” and the court may consider other factors. However, the court need not consider all the factors. *Hunt v. Ford Motor Co.*, 65 F.3d 178 (10th Cir. 1995) (unpublished) (internal citations omitted). Upon consideration, the Court finds that the good cause standard is met.

The Motion is therefore granted and the Entry of Default dated April 6, 2026 is vacated. Defendant shall file an answer or other responsive pleading within twenty days of the date of this order. IT IS SO ORDERED this 28th day of April, 2026. DAVID L. RUSSELL UNITED STATES DISTRICT JUDGE