

Name of person filing: _____
Mailing Address: _____
City, State, Zip Code: _____
Daytime Phone Number: _____
Email Address: _____
Lawyer's Bar Number: _____

Representing: Self, without a lawyer Petitioner Respondent

For Clerk's Use Only

IN THE SUPERIOR COURT OF ARIZONA, YAVAPAI COUNTY

Case No: _____

_____))
_____))
Petitioner))
_____))
and))
_____))
Respondent))
_____))

MOTION FOR SERVICE BY (pick one)

- ALTERNATIVE SERVICE**
- PUBLICATION**

Pursuant to Arizona Rules of Family Law Procedure ("ARFLP") Rules 41(l) and (m),

1. I am the Petitioner Respondent

2. I am asking the Court to authorize service of process on the opposing Party by some other way than service required by ARFLP Rules 41(c) – 41(i) because of the reasons set forth below in the incorporated Affidavit. Pursuant to ARFLP and to the reasons set forth in the Affidavit below.

3. (pick a. or b. below)

a. **Alternative Service in the form of** (specifically list preferred alternative service - handwritten or type in the box below):

NOTE: If the court allows this requested form of alternative means of service, you must make a reasonable effort to provide the person being served with actual notice of the family law case. **You must also mail the summons, all other filed pleadings to be served, and any court order authorizing an alternative means of service to the last-known business or residential address of the person to be served.**

The last known business or residential address of the opposing Party is (include complete address): _____.

OR

b. **Publication**

4. **AFFIDAVIT of DUE DILIGENCE at ATTEMPTED SERVICE of** _____
(name of other party)

- The following is a summary of the efforts I made to **FIND** the other Party's current address:
 - Yes** **No:** I mailed a copy of the documents to be served to the Party's last known address, even if it was MY OWN address, to see whether the documents would be returned marked "undeliverable," "refused," or "return to sender."
 - Yes** **No:** The documents were returned "undeliverable," "refused," or "return to sender," **and** I attached the envelope that states "undeliverable," "refused," or "return to sender" to this affidavit.
 - Yes** **No:** I talked to the other Party's friends, family members, current or former employers, coworkers, and anyone else I though may have a current address for the other Party.
 - Yes** **No:** I searched telephone directories and obituaries online, and in print (phone book and newspaper), and did not find a current address for the other Party.
 - Yes** **No:** I checked the websites and telephoned the county jail, state prisons, and other facilities (Department of Corrections, Immigration, and Detention Facilities) and did not find the other Party detained.
 - Yes** **No:** I did an online search checking online networking sites such as Facebook, MySpace, Hi5, Friendster, LinkedIn, and Plaxo, as well as the internet "people search" sites such as Spokeo.com and ZabaSearch.com and found no trace of the other Party.
 - Yes** **No:** The other Party had an email account, and I attempted to email scanned copies of all the documents to their email address; but I did not receive a reply.
 - Yes** **No:** I hired a private detective, or a company that charged a fee, to do computer searches to help me track down the other Party.
 - Other effort(s) I made to find the other Party's current address** (describe in detail - *handwrite or type in the box below*):

• **The following is a summary of the ATTEMPTS I made to SERVE the other Party.**

Personal Service: I paid a process server and/or the Sheriff in the County where the other Party resides. They made the following attempts at personal service of the *Summons* and the other filed documents in an attempt to personally serve the other Party:

They attempted to deliver a copy of the *Summons* and the other filed documents being served to the Party personally, at the following **residential** address (include complete address):

They attempted to deliver a copy of the *Summons* and the other filed documents being served to the Party personally, at the following **employer** address (include complete address):

They attempted to leave a copy of the *Summons* and the other filed documents being served at the Party's dwelling or usual place of abode with someone of suitable age and discretion who resides there.

They attempted to deliver a copy of the *Summons* and the other filed documents being served to an agent authorized by appointment or by law to receive service for the Party.

Service by Mail or National Courier Service: I attempted to send the *Summons* and the other filed documents being served to the other Party's address at (include complete address):

using

U.S. Mail, requesting **certified/restricted delivery** and signature of the other Party.

National Courier Service (such as UPS, FedEx), requesting restricted delivery and signature of the Party.

Other attempt(s) (describe in detail - handwrite or type in the box below):

- The following is a summary of the results of the above attempts to serve the other Party.

Personal Service: The process server and/or Sheriff made _____ (number) of attempts at personal service of the *Summons* and the other filed documents and was unable to personally serve the other Party. This is what happened when personal service was attempted (describe in detail – handwritten or type in the box below):

The other Party appears to have intentionally avoided service of process.

Despite reasonably diligent efforts, I have been unable to determine the other Party's current address and serve the other Party.

Service by Mail or National Courier Service: I made _____ (number) of attempts at service of the *Summons* and the other filed documents by U.S. Mail and/or National Courier Service, and have been unable to serve the other Party. This is what happened when service by U.S. Mail and/or National Courier Service was attempted (describe in detail – handwritten or type in the box below):

5. Based upon the above reasons and alleged results in this Affidavit (check all that apply):

Personal service as set forth in ARFLP Rules 41(c) – 41(i) **is impractical.**

Service by Alternative Means of Service is the best means practicable in the circumstances for providing the person with notice of this action's commencement. ARFLP Rule 41(l)(1).

Service by Publication is the best means practicable in the circumstances for providing the person with notice of this action's commencement. ARFLP Rule 41(m)(1)(B).

Other: (describe in detail – handwritten or type in the box below)

AND

6. Petitioner Respondent respectfully requests the Court to authorize:

Service by Alternative Means of Service in the form of (describe in detail – handwritten or type in the box below):

I understand that I **must also mail** the *Summons*, the other filed documents, **and the court order authorizing alternative service** to the last-known business or residential address of the person being served.

Service by Publication

OATH AND VERIFICATION

By signing below, I _____ swear or affirm under penalty of perjury that the contents of this document are true and correct to the best of my knowledge and belief.

Date

Signature

STATE OF _____)
County of _____)
[Name of County]

SUBSCRIBED AND SWORN (or affirmed) before me this _____ day of _____, 20____

by _____.
[Name of Signer]

[Affix Seal Here]

Notary Public

Name of Person Filing: _____
Mailing Address: _____
City, State, Zip Code: _____
Daytime Telephone: _____
Email Address: _____
ATLAS Number: _____
Lawyer's Bar Number: _____

For Clerk's Use Only

Representing Self, Without a Lawyer **or** Petitioner **or** Respondent

IN THE SUPERIOR COURT OF ARIZONA, YAVAPAI COUNTY

Case No: _____

_____)
_____)
Petitioner))
_____)
and))
_____)
Respondent))
_____)

ORDER TO SERVE by

ALTERNATIVE SERVICE
 PUBLICATION

The Court has reviewed the Motion for Service by Alternative Service **or** Publication. Pursuant to Arizona Rules of Family Law Procedure Rules 41(l)(1) and 41(m)(1), and good cause appearing,

IT IS ORDERED that the Motion is GRANTED.

IT IS FURTHER ORDERED that Petitioner Respondent may accomplish service by means of:

Alternative Service: _____

Publication

IT IS FURTHER ORDERED that if **Alternative Service** is authorized, the serving party must mail the *Summons* and any other filed documents, along with a copy of this Order authorizing alternative service to the last-known business or residential address of the other Party.

DONE IN OPEN COURT this _____

Judicial Officer