AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:23-cv-1097
3:24-CV-01282

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

RECEIVED
NOV 25 2024
U.S. District Court
Middle District of TN

This summons for *(name of individual and title, if any)* SAMUEL FORREST ANDERSON

was received by me on *(date)* August 21, 2024 .

☒ Other *(specify)*:

Service of defendant Samuel Forrest Anderson was initiated the *first* time pursuant to F.R.Civ.P. 4(e)(1) and Mich. Ct. R. 2.105(A) by delivering to him the *lawsuit service package* as itemized in ECF 69 and 69-1 of this lawsuit, via certified U.S. mail with tracking number 70203160000230014759, return receipt requested, with delivery restricted to the addressee. This package was successfully delivered to defendant Anderson's home on August 26, 2024, at 11:40 AM. See the attached receipt copies from the USPS.

Despite executing service with *restricted delivery* exactly as outlined in Mich. Ct. R. 2.105(A), somehow *every* individual bar defendant in this lawsuit managed to defeat, or persuade their mail carrier(s) to help defeat, the successful *confirmation of service* as intended in this rule, by either interfering with return of the *"return receipt requested"*, returning it blank and unsigned devoid of any delivery information, or returning it signed by someone other than the named defendant to whom the lawsuit service was clearly *addressed*, despite delivery being *restricted* to that specific individual.

In this instance the return receipt mysteriously disappeared. The USPS records show that the package was successfully delivered, but the return receipt never entered the mail stream, to be returned to Michigan from Tennessee. After an investigation by the Linden Michigan Postmaster, Danielle Weisenstein, the USPS's internal delivery confirmation, including the "signature image" from the mail carrier's electronic keypad, signed by the recipient at the time of delivery, was provided and is attached, though the signature is illegible, as was the case with nearly every defendant in this lawsuit.

Due to concerns related to the delay of several outstanding defendants making an appearance in this matter, including defendant Anderson, out of an abundance of caution, on October 17, 2024 at 11:55 AM, I initiated service of defendant Samuel Forrest Anderson for a *second* time. This time I sent service to defendant Anderson's *work* address instead of to his home, while using *registered* mail for increased chain-of-custody control, using tracking number RF753230985US, with *delivery restricted* to the addressee. Finally, I elected to use an *electronic* return receipt this time, instead of the traditional green card, to prevent it from potentially getting detached and lost in the mail. This package was successfully delivered and signed for personally by defendant Anderson on October 23, 2024, 11:00 AM. (See the attached receipt copies from the USPS.)

"(3) An action shall not be dismissed for improper service of process unless the service failed to inform the defendant of the action within the time provided in these rules for service." Rule 2.105(K)(3) - Process; Manner of Service, Mich. Ct. R. 2.105(K)(3).

In the spirit of Mich. Ct. R. 2.105(K)(3) above, defendant Samuel Forrest Anderson is "deemed served" as of October 23, 2024, upon the successful completion of my *second* attempt to serve him. Likely, he was served roughly two months earlier, but due to circumstances beyond my control, I'm not able to guarantee that. My efforts in this matter have been to err on the side of *caution*, for the benefit of the defendants, while successfully *completing service* with the highest degree of reliability I know how, at this price point.

I declare under penalty of perjury that this information is true.

Date: 10/24/2024

Marsha Ann Fenton
Server's signature

Marsha Ann Fenton
Printed name and title

17195 Silver Pkwy, #150, Fenton, MI 48430-3426
Server's address

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Michigan

JEFFREY RYAN FENTON

Plaintiff(s)

v.

VIRGINIA LEE STORY et al.,

Defendant(s)

3:24-cv-01282

Civil Action No. 1:23-cv-1097

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Samuel Forrest Anderson
4509 Beacon Drive
Nashville, TN 37215

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Jeffrey Fenton
17195 Silver Parkway #150
Fenton, MI 48430

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

AUG 1 9 2024

Date: ~~5/23/2024~~

Paula J. Wood

Signature of Clerk or Deputy Clerk

UNITED STATES POSTAL SERVICE.

LINDEN
215 S MAIN ST
LINDEN, MI 48451-9998
(800)275-8777

10/17/2024 11:55 AM

Product	Qty	Unit Price	Price
Priority Mail®	1		$14.80
Brentwood, TN 37027			
Weight: 3 lb 12.70 oz			
Expected Delivery Date			
Sat 10/19/2024			
Insurance			$0.00
Up to $100.00 included			
Restricted Del			$26.30
Amount: $0.00			
Recipient name			
SAMUEL F ANDERSON			
Tracking #:			
RF753230985US			
e-Return Receipt			$2.62
Total			$43.72

Grand Total: $165.93

Credit Card Remit $165.93
Card Name: VISA
Account #: XXXXXXXXXXXX8359
Approval #: 017145
Transaction #: 086
AID: A0000000031010 Chip
AL: VISA CREDIT
PIN: Not Required

UFN: 255460-0451
Receipt #: 840-54930036-1-5595507-2
Clerk: 6

SAMUEL FORREST ANDERSON
5107 MARYLAND WAY STE 115
BRENTWOOD, TN 37027-7555

Registered No.

Date Stamp
LINDEN, MI 48451
OCT 17 2024

To Be Completed By Post Office

Postage $

Extra Services & Fees
☒ Registered Mail $
☐ Return Receipt (hardcopy) $
☒ Return Receipt (electronic) $
☒ Restricted Delivery $

Extra Services & Fees (continued)
☐ Signature Confirmation $
☒ Signature Confirmation Restricted Delivery $

Total Postage & Fees $

Customer Must Declare Full Value $

Received by

Domestic Insurance up to $50,000 is included based upon the declared value. International Indemnity is limited. (See Reverse).

To Be Completed By Customer (Please Print) All Entries Must Be in Ballpoint or Typed

FROM
MARSHA A FENTON
17195 SILVER PKWY
PMB # 150
FENTON, MI 48430-3426

TO
SAMUEL FOREST ANDERSON
5107 MARYLAND WAY STE 115
BRENTWOOD, TN 37027-7555

PS Form **3806, Registered Mail Receipt** *Copy 1 - Customer*
April 2015, PSN 7530-02-000-9051 *(See Information on Reverse)*
For domestic delivery information, visit our website at *www.usps.com* ®

UNITED STATES POSTAL SERVICE

October 27, 2024

Dear Marsha Fenton:

The following is in response to your request for proof of delivery on your item with the tracking number: **RF75 3230 985U S**.

Item Details

Status:	Delivered, Front Desk/Reception/Mail Room
Status Date / Time:	October 23, 2024, 11:00 am
Location:	BRENTWOOD, TN 37027
Postal Product:	Priority Mail®
Extra Services:	Registered Mail Restricted Delivery Return Receipt Electronic
Recipient Name:	SAMUEL F ANDERSON

Shipment Details

Weight:	3lb, 13.0oz

Destination Delivery Address

Street Address:	5107 MARYLAND WAY STE 115
City, State ZIP Code:	BRENTWOOD, TN 37027-7555

Recipient Signature

Signature of Recipient:	
Address of Recipient:	5107 MARYLAND WAY STE 115, BRENTWOOD, TN 37027

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,
United States Postal Service®
475 L'Enfant Plaza SW
Washington, D.C. 20260-0004

USPS Tracking®

FAQs >

COMPLETED

Remove ×

Tracking Number:

RF753230985US

Copy Add to Informed Delivery (https://informeddelivery.usps.com/)

Latest Update

Your item was delivered to the front desk, reception area, or mail room at 11:00 am on October 23, 2024 in BRENTWOOD, TN 37027.

Delivered
Delivered, Front Desk/Reception/Mail Room
BRENTWOOD, TN 37027
October 23, 2024, 11:00 am

Feedback

Out for Delivery
BRENTWOOD, TN 37027
October 23, 2024, 9:44 am

Arrived at Post Office
BRENTWOOD, TN 37027
October 23, 2024, 9:33 am

Processing at USPS Facility
NASHVILLE, TN 37230
October 23, 2024, 5:31 am

Processing at USPS Facility
NASHVILLE, TN 37230
October 23, 2024, 2:07 am

Processing at USPS Facility
NASHVILLE, TN 37230
October 22, 2024, 11:04 pm

Processing at USPS Facility
DETROIT, MI 48233
October 21, 2024, 12:04 am

Processing at USPS Facility
DETROIT, MI 48233
October 21, 2024, 12:02 am

In Transit to Next Facility
October 20, 2024

Arrived at USPS Regional Origin Facility
DETROIT MI DISTRIBUTION CENTER
October 19, 2024, 4:01 am

Processing at USPS Facility
PONTIAC, MI 48340
October 18, 2024, 4:01 pm

Arrived at USPS Regional Facility
PONTIAC MI DISTRIBUTION CENTER
October 17, 2024, 7:16 pm

Departed USPS Facility
LINDEN, MI 48451
October 17, 2024, 2:51 pm

USPS in possession of item
LINDEN, MI 48451
October 17, 2024, 11:38 am

Hide Tracking History

Feedback

What Do USPS Tracking Statuses Mean? **(https://faq.usps.com/s/article/Where-is-my-package)**

Text & Email Updates

Return Receipt Electronic

Confirmation

Your Proof of Delivery record is complete and will be processed shortly.

Your confirmation will be sent to the following:

contact@jefffenton.com

Product Information

Postal Product:
Priority Mail®

Features:
Registered Mail Restricted Delivery
Return Receipt Electronic

See Less

Track Another Package

Enter tracking or barcode numbers

Feedback

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

contact@jefffenton.com

From: auto-reply@usps.com
Sent: Sunday, October 27, 2024 1:06 AM
To: contact@jefffenton.com
Subject: USPS Return Receipt (Electronic) Info for RF753230985US
Attachments: RF753230985US.pdf

UNITED STATES POSTAL SERVICE®

Tracking #: RF753230985US

Hello Marsha Fenton,

Thank you for using USPS.com® to request a Return Receipt (Electronic) letter for your shipment.

Tracking #: RF753230985US

Service Type: Priority Mail®

Attachment: Return Receipt (Electronic) letter (PDF) provided by the U.S. Postal Service®.

Your Return Receipt (Electronic) letter is in the attached PDF. You will need Adobe Acrobat Reader installed on your device to open the PDF. Download Adobe Acrobat Reader for free.

If you need help or have questions about USPS Tracking® services and features, visit USPS Tracking FAQs.

Want to Track on the Go?

Track packages with USPS Text Tracking® service. Simply text your tracking number to 28777 (2USPS) or select the Text Update option on the USPS Tracking site. Standard Message and Data Rates may apply. For more information, visit USPS Text Tracking.

UNITED STATES POSTAL SERVICE.

LINDEN
215 S MAIN ST
LINDEN, MI 48451-9998
(800)275-8777

08/24/2024 10:59 AM

Product	Qty	Unit Price	Price
Priority Mail®	1		$14.25
Nashville, TN 37215			
Weight: 3 lb 10.70 oz			
Expected Delivery Date			
Mon 08/26/2024			
Insurance			$0.00
Up to $100.00 included			
Restricted Del			$12.75
Recipient name			
SAMUEL F ANDERSON			
Tracking #:			
70203160000230014759			
Return Receipt			$4.10
Tracking #:			
9590 9402 8627 3244 0684 42			
Total			$31.10
Grand Total:			$120.30
Credit Card Remit			$120.30

Card Name: VISA
Account #: XXXXXXXXXXXX8359
Approval #: 904295
Transaction #: 184
AID: A0000000031010 Chip
AL: VISA CREDIT
PIN: Not Required

UFN: 255460-0451
Receipt #: 840-54930036-3-6753228-2
Clerk: 06

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com

Nashville, TN 37215 A I US

7020 3160 0002 3001 4759

Certified Mail Fee $4.10
Extra Services & Fees (*check box, add fee as appropriate*)
☒ Return Receipt (hardcopy) $10.00
☐ Return Receipt (electronic) $12.75
☒ Certified Mail Restricted Delivery $10.00
☐ Adult Signature Required $10.00
☐ Adult Signature Restricted Delivery $
Postage $14.25
Total Postage and Fees $31.10

LINDEN, MI 48451 9451 06
Postmark Here
AUG 24 2024
08/24/2024

SAMUEL F. ANDERSON
4509 BEACON DR
NASHVILLE, TN 37215-4003

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SAMUEL F. ANDERSON
4509 BEACON DR
NASHVILLE, TN 37215-4003

9590 9402 8627 3244 0684 42

2. Article Number (*Transfer from service label*)
7020 3160 0002 3001 4759

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X ☐ Agent ☐ Addressee

B. Received by (*Printed Name*) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

This USPS Return Receipt Mysteriously Disappeared It was Never Returned After The Successful Delivery

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☐ Certified Mail®
☒ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over $500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

Help

Product Tracking & Reporting

UNITED STATES POSTAL SERVICE

Home | Search | Reports | Manual Entry | Rates/ Commitments | PTR / EDW | Customer Information | October 18, 2024

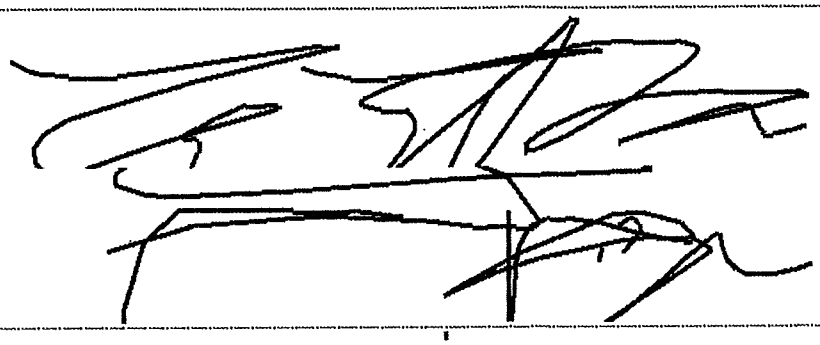
USPS Tracking Intranet

Delivery Signature and Address

Tracking Number: 7020 3160 0002 3001 4759

This item was delivered on 08/26/2024 at 11:40:00

< Return to Tracking Number View

Signature	
Address	**4509 BEACON DR, NASHVILLE, TN 37215**

Enter up to 35 items separated by commas.

Select Search Type: Quick Search Submit

Product Tracking & Reporting, All Rights Reserved
Version: 24.4.3-de6c5246

This page is the U.S. Postal Service's internal delivery confirmation with "signature image" from the mail carrier's electronic keypad, signed by the recipient at the time of delivery.

This page was provided by Postmaster Danielle Weisenstein, from the Linden Post Office in Genessee County Michigan, who researched this parcel and provided this confirmation.

ALERT: TROPICAL STORM FRANCINE, FLOODING, AND SEVERE WEATHER IN THE SOUTHERN U.S. M...

USPS Tracking®

FAQs >

COMPLETED

Remove ×

Tracking Number:

70203160000230014759

Copy **Add to Informed Delivery (https://informeddelivery.usps.com/)**

Latest Update

Your item was delivered to an individual at the address at 11:40 am on August 26, 2024 in NASHVILLE, TN 37215.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual

NASHVILLE, TN 37215
August 26, 2024, 11:40 am

Out for Delivery

NASHVILLE, TN 37215
August 26, 2024, 6:21 am

Arrived at Post Office

NASHVILLE, TN 37215
August 26, 2024, 6:10 am

Arrived at USPS Regional Destination Facility

NASHVILLE TN DISTRIBUTION CENTER
August 26, 2024, 12:02 am

In Transit to Next Facility

August 25, 2024

Arrived at USPS Regional Origin Facility

DETROIT MI DISTRIBUTION CENTER
August 24, 2024, 10:45 pm

Arrived at USPS Regional Facility

Feedback

PONTIAC MI DISTRIBUTION CENTER
August 24, 2024, 6:21 pm

Departed USPS Facility
LINDEN, MI 48451
August 24, 2024, 12:02 pm

Departed Post Office
LINDEN, MI 48451
August 24, 2024, 12:01 pm

USPS in possession of item
LINDEN, MI 48451
August 24, 2024, 10:58 am

Hide Tracking History

What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

Text & Email Updates

USPS Tracking Plus®

Product Information

Feedback

Postal Product:	Features:	See tracking for related item:
Priority Mail®	Certified Mail Restricted Delivery Up to $100 insurance included. Restrictions Apply ⓘ	9590940286273244068442 (/go/TrackConfirmAction?tLabels=9590940286273244068442)

See Less

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

USPS Tracking®

FAQs >

This is the tracking for the Return Receipt.
This shows that the Return Receipt was purchased, but it was never mailed back from Tennessee.

Remove ×

Tracking Number:

9590940286273244068442

Copy Add to Informed Delivery (https://informeddelivery.usps.com/)

Latest Update

The U.S. Postal Service has received electronic notification on August 24, 2024 at 10:58 am that you have associated a return receipt to your item.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Feedback

Pre-Shipment
Return Receipt Associated
August 24, 2024, 10:58 am

What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

Text & Email Updates ∨

USPS Tracking Plus® ∨

Product Information ∧

Postal Product:	Features:	See tracking for related item: 70203160000230014759 (/go/TrackConfirmAction?tLabels=70203160000230014759)
USPS Ground Advantage™	Return Receipt USPS Tracking®	

CERTIFIED MAIL

7020 3160 0002 3001 3592

PRESS FIRMLY TO SEAL

LY TO SEAL

Retail

37203

RDC 03

U.S. POSTAGE PAID
PM
LINDEN, MI 48451
NOV 19, 2024

$17.92

S2324P501513-03

UNITED POSTAL

- Expected delivery date spe
- Domestic shipments includ
- USPS Tracking® service included for domestic and many international destinations.
- Limited international insurance.**
- When used internationally, a customs declaration form is required.

*Insurance does not cover certain items. For details regarding claims exclusions see the Domestic Mail Manual at *http://pe.usps.com.*

** See International Mail Manual at *http://pe.usps.com* for availability and limitations of coverage.

FROM:

17195 SILVER PKWY
PMB #150
FENTON, MI 48430-3426

RECEIVED
NOV 25 2024
U.S. District Court
Middle District of TN

TO:

FLAT RATE ENVELOPE

ONE RATE ■ ANY WEIGHT

TRACKED ■ INSURED

PS00001000014

EP14F July 2022
OD: 12 1/2 x 9 1/2

To schedule free Package Pickup, scan the QR code.

USPS.COM/PICKUP

UNITED STATES DISTRICT COURT
ATTN: CLERK OF THE COURT
719 CHURCH ST
NASHVILLE, TN 37203-6940

This package is made from post-consumer waste. Please recycle - again.

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