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

Civil Action No. ~~1:23-cv-1097~~ 3:24-cv-1282

SUPPLEMENTAL PROOF OF SERVICE

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

RECEIVED
JAN 02 2025
US DISTRICT COURT
MID DIST TENN

This summons for *(name of individual and title, if any)* CHARLES M. WALKER

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

☒ Other *(specify)*:

The original Proof of Service for defendant Walker was filed in this lawsuit in the United States District Court for the Western District of Michigan, case # 1:23-cv-01097 on September 30, 2024, in ECF 95-1, PID.5252-5256. An Amended Proof of Service for defendant Walker was filed in this lawsuit in the United States District Court for the Middle District of Tennessee, case # 3:24-cv-01282 on 11/25/2024, in DOC 179, PID.268-280. This document is a supplement to that amended proof of service.

Both the original and amended proofs of service covered personal service of defendant Walker pursuant to F.R.Civ.P. 4(e)(1) and Mich. Ct. R. 2.105. However, since defendant Walker is an "Officer or Employee" of the United States, being "sued in an individual capacity for an act or omission occurring in connection with duties performed on the United States' behalf," service also needed to be provided to the United States pursuant to F.R.Civ.P. 4(i)(3). This has now been successfully completed.

F.R.Civ.P. 4(i)(4) "Extending Time. The court must allow a party a reasonable time to cure its failure to: (B) serve the United States under Rule 4(i)(3), if the party has served the United States officer or employee." Since defendant Walker had already been successfully served, the court was required to allow the Plaintiff "a reasonable time to cure its failure to serve the United States."

On December 12, 2024, at 3:55 PM, service of the United States Attorney General was initiated pursuant to F.R.Civ.P. 4(i)(3) regarding defendant Walker. This service was executed by delivering the *lawsuit service package* as itemized in ECF 69 and 69-1 of this lawsuit, via *registered* U.S. mail with tracking number RF753231084US, while requesting an electronic *return receipt*, instead of the traditional green card, to prevent it from potentially becoming detached and getting lost in the mail. This package was successfully delivered and signed for on **December 17, 2024**, at 5:31 AM. (See the attached receipt copies and proofs from the U.S.P.S.)

Similarly, on December 12, 2024, at 3:55 PM, service of the Civil-Process Clerk for the United States Attorney's Office for the Middle District of Tennessee was also initiated pursuant to F.R.Civ.P. 4(i)(3) in regards to defendant Walker. This service was executed by delivering the *lawsuit service package* as itemized in ECF 69 and 69-1 of this lawsuit, via *registered* U.S. mail with tracking number RF753231075US, while requesting an electronic *return receipt*, instead of the traditional green card, to prevent it from potentially becoming detached and getting lost in the mail. This package was successfully delivered and signed for on **December 13, 2024**, at 1:18 PM. (See the attached receipt copies and proofs from the U.S.P.S.)

Also not mentioned in the prior proofs of service, as a layer of redundancy to ensure that every defendant in this lawsuit was provided as much notice as possible, *alternative service* was executed via *email* using Streak Email Tracking Software, as explained in the MOTION FOR ALTERNATIVE SERVICE, filed in DOC 177 and 177-1. The attached screenshots show that defendant Walker was provided email notice at charles_walker@tnmb.uscourts.gov on **September 24, 2024**, at 2:48 PM. The attached screenshots further show that email was viewed by defendant Walker and possibly others he may have forwarded this email to, *fifty-eight times* as of October 1, 2024. (See the attached screenshots from 10/1 & 12/13/2024.)

Even more impressively, as of December 13, 2024, defendant Walker and others on his behalf or to whom he may have forwarded this email, had viewed this email a total of *three hundred and thirty-six times*, while having at least once clicked on the link in this email to Plaintiff's website (service.jefffenton.com), where the entire *lawsuit service package* can be quickly and easily downloaded for free. For information about Streak Email Tracking Software please see https://www.streak.com. A video demonstration of this software can be viewed online at https://www.youtube.com/watch?v=dMKtSYU-rd8.

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

Date: 12/22/2024

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)

Civil Action No. 1:23-cv-1097

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Charles M. Walker
[redacted]
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. Wade

Signature of Clerk or Deputy Clerk

in:sent

Streak Basic

2 of 15

Missed Earlier Email - Important

Tim Schell Tue, Sep 24, 2:48 PM (7 days ago)
to charles_walker

Hello -
I emailed a few days ago but I am not sure the message was received since I did not hear back. My earlier correspondence concerned matters regarding certain outstanding payments to the court I believe I still owe. As of now, it might be best to consider that I have tried to remit timely whatever is due in order to avoid late fees and/or penalties.

I also want to inform you that you have been named as a defendant in lawsuit 1:23-cv-01097 in the U.S. District Court for the Western District of Michigan. You should have received service of process by registered/certified mail pursuant to Michigan rule of civil procedure 2.105. Details of served process and the entire case can be found and downloaded here:

freely downloadable civil action in its entirety

If you choose not to accept the relevant U.S. mail and/or decline to enter an appearance in the matter, a default judgment against you will be entered since you now have knowledge of the case.

Website URL with Tracking Code

UW2oPZeeowsq3dOG/https%3A%2F%2Fservice.jefffenton.com

Tracking

Viewed 4h ago
29 views of last msg

58 total views · **0** total clicks Learn more

Washington, DC	12:51 PM
Columbus, OH	Sep 30
Columbus, OH	Sep 30
Washington, DC	Sep 30
Luxembourg	Sep 30
Nashville, TN	Sep 30
Columbus, OH	Sep 30
Washington, DC	Sep 30
Columbus, OH	Sep 30
Washington, DC	Sep 30
Washington, DC	Sep 30
Washington, DC	Sep 30
Washington, DC	Sep 30

4:37 PM 10/1/2024

in:sent

Streak Basic

3 of 15

Missed Earlier Email - Important

Tim Schell Tue, Sep 24, 2:48 PM
to charles_walker

from: Tim Schell
to: charles_walker@tnmb.uscourts.gov
date: Sep 24, 2024, 2:48 PM
subject: Missed Earlier Email - Important
mailed-by: gmail.com

Hello -
I emailed a few ... since I did not hear back. My earlie... outstanding payments to the court I be... that I have tried to remit timely wh...

I also want to in... lawsuit 1:23-cv-01097 in the U.S. District Court for the Western District of Michigan. You should have received service of process by registered/certified mail pursuant to Michigan rule of civil procedure 2.105. Details of served process and the entire case can be found and downloaded here:

freely downloadable civil action in its entirety

If you choose not to accept the relevant U.S. mail and/or decline to enter an appearance in the matter, a default judgment against you will be entered since you now have knowledge of the case.

https://9190eeeb.streaklinks.com/Cliz11FRUW2oPZeeowsq3dOG/https%3A%2F%2Fservice.jefffenton.com

Link to Website with Tracking Code

Tracking

Viewed 10d ago 168 views of last msg

1 link opened latest 2mo ago

336 total views · **1** total click Learn more

Detroit, MI	Dec 3
Unknown location	Oct 28
Bedford, IA	Oct 27
Unknown location	Oct 27
Reston, VA	Oct 25
Reston, VA	Oct 17
Columbus, OH	Oct 15
New York, NY	Oct 11
Reston, VA	Oct 10
Reston, VA	Oct 10
Reston, VA	Oct 10
Columbus, OH	Oct 9
Columbus, OH	Oct 8

10:23 PM 12/13/2024

UNITED STATES POSTAL SERVICE.

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

12/09/2024 03:55 PM

Product	Qty	Unit Price	Price
Priority Mail®	1		$14.80
Washington, DC 20530			
Weight: 3 lb 15.00 oz			
Expected Delivery Date			
Wed 12/11/2024			
Insurance			$0.00
Up to $100.00 included			
Registered Mail®			$18.60
Amount: $0.00			
Tracking #:			
RF753231084US			
e-Return Receipt			$2.62
Total			$36.02

Grand Total: $72.04

Credit Card Remit $72.04
Card Name: VISA
Account #: XXXXXXXXXXXX8359
Approval #: 419055
Transaction #: 455
AID: A0000000031010 Chip
AL: VISA CREDIT
PIN: Not Required

Use Tracking # for inquiry on Return Receipt (Electronic).

UFN: 255460-0451
Receipt #: 840-54930036-1-5652780-2
Clerk: 06

ATTORNEY GENERAL OF THE UNITED STATES
U.S. DEPARTMENT OF JUSTICE
950 PENNSYLVANIA AVE, NW
WASHINGTON, DC 20530-0001

Registered No. RF753231[illegible]

Date Stamp DEC - 9 2024 LINDEN, MI 48451

To Be Completed By Post Office

Reg. Fee	4.8[illegible]	[redacted]	
Handling Charge	$18.[illegible]	Return Receipt	
Postage	$0.[illegible]	Restricted Delivery	
Received by			

Customer Must Declare Full Value $ $0.00

Domestic Insurance up to $25,000 is included based upon the declared value. International indemnity is limited. (See Reverse).

OFFICIAL USE

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

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

TO
ATTORNEY GENERAL OF the United States
US DEPARTMENT OF JUSTICE
950 PENNSYLVANIA AVE, NW
WASHINGTON, DC 20530-0001

PS Form **3806**, **Receipt for Registered Mail** *Copy 1 - Customer*
January 2014 (7530-02-000-9051) *(See Information on Reverse)*
For domestic delivery information, visit our website at *www.usps.com*®

F.R.Civ.P. 4(i)(4)(B) https://www.law.cornell.edu/rules/frcp/rule_4

(4) Extending Time. The court must allow a party a reasonable time to cure its failure to:

(B) serve the United States under Rule 4(i)(3), if the party has served the United States officer or employee.

UNITED STATES POSTAL SERVICE

December 19, 2024

Dear Marsha Fenton:

The following is in response to your request for proof of delivery on your item with the tracking number: **RF75 3231 084U S**.

Item Details

Status:	Delivered, Individual Picked Up at Postal Facility
Status Date / Time:	December 17, 2024, 5:31 am
Location:	WASHINGTON, DC 20530
Postal Product:	Priority Mail®
Extra Services:	Registered Mail™
	Return Receipt Electronic

Shipment Details

Weight:	3lb, 15.0oz

Recipient Signature

Signature of Recipient: Signature X [signature] Printed Name Karl J. Jernigan

Address of Recipient: Delivery Address Justice 20530

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

ALERT: EFFECTIVE NOVEMBER 29, 2024, INTERNATIONAL MAIL SERVICE TO CANADA IS T...

USPS Tracking®

FAQs >

COMPLETED

Remove ×

Tracking Number:

RF753231084US

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

Latest Update

Your item was picked up at a postal facility at 5:31 am on December 17, 2024 in WASHINGTON, DC 20530.

Feedback

Delivered

Delivered, Individual Picked Up at Postal Facility
WASHINGTON, DC 20530
December 17, 2024, 5:31 am

Redelivery Scheduled for Next Business Day
WASHINGTON, DC 20530
December 16, 2024, 10:30 am

Arrived at Post Office
WASHINGTON, DC 20066
December 14, 2024, 2:57 am

Arrived at USPS Regional Destination Facility
WASHINGTON DC DISTRIBUTION CENTER
December 13, 2024, 1:47 am

Processing at USPS Facility
PONTIAC, MI 48340
December 10, 2024, 9:20 pm

In Transit to Next Facility
December 10, 2024

Departed Post Office
LINDEN, MI 48451
December 9, 2024, 4:04 pm

USPS in possession of item
LINDEN, MI 48451
December 9, 2024, 3:53 pm

Hide Tracking History

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™
Return Receipt Electronic

See Less

Feedback

Track Another Package

Enter tracking or barcode numbers

contact@jefffenton.com

From: auto-reply@usps.com
Sent: Thursday, December 19, 2024 11:58 PM
To: contact@jefffenton.com
Subject: USPS Return Receipt (Electronic) Info for RF753231084US
Attachments: RF753231084US.pdf

UNITED STATES POSTAL SERVICE

Tracking #: **RF753231084US**

Hello Marsha Fenton,

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

Tracking #: RF753231084US

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

12/09/2024 03:55 PM

Product	Qty	Unit Price	Price
Priority Mail®	1		$14.80
Nashville, TN 37203			
Weight: 3 lb 15.30 oz			
Expected Delivery Date			
Wed 12/11/2024			
Insurance			$0.00
Up to $100.00 included			
Registered Mail®			$18.60
Amount: $0.00			
Tracking #:			
RF753231075US			
e-Return Receipt			$2.62
Total			$36.02
Grand Total:			$72.04
Credit Card Remit			$72.04
Card Name: VISA			
Account #: XXXXXXXXXXXXX8359			
Approval #: 419055			
Transaction #: 455			
AID: A0000000031010		Chip	
AL: VISA CREDIT			
PIN: Not Required			

Use Tracking # for inquiry on Return Receipt (Electronic).

UFN: 255460-0451
Receipt #: 840-54930036-1-5652780-2
Clerk: 06

CIVIL-PROCESS CLERK
U.S. ATTORNEY'S OFFICE - M.D. TENN.
719 CHURCH ST STE 3300
NASHVILLE, TN 37203-7155

Registered No. RF753231075US

Date/Stamp LINDEN MI 48451 06 DEC -9 2024 USPS

To Be Completed By Post Office

Reg. Fee	$14.80	[redacted]	
Handling Charge	$18.60	Return Receipt	
Postage	$0.00	Restricted Delivery	
Received by	$2.62 $0.00	$36.02	

Customer Must Declare Full Value $ $0.00 12/09/2024

Domestic Insurance up to $25,000 is included based upon the declared value. International indemnity is limited. (See Reverse).

OFFICIAL USE

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

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

TO: CIVIL-PROCESS CLERK
U.S. ATTORNEY'S OFFICE-M.D.TENN.
719 CHURCH ST STE 3300
NASHVILLE, TN 37203-7155

PS Form **3806**, January 2014 (7530-02-000-9051) **Receipt for Registered Mail** *Copy 1 - Customer* *(See Information on Reverse)*
For domestic delivery information, visit our website at *www.usps.com®*

F.R.Civ.P. 4(i)(4)(B) https://www.law.cornell.edu/rules/frcp/rule_4

(4) Extending Time. The court must allow a party a reasonable time to cure its failure to:

(B) serve the United States under Rule 4(i)(3), if the party has served the United States officer or employee.

UNITED STATES POSTAL SERVICE

December 19, 2024

Dear Marsha Fenton:

The following is in response to your request for proof of delivery on your item with the tracking number: **RF75 3231 075U S**.

Item Details

Status:	Delivered, Front Desk/Reception/Mail Room
Status Date / Time:	December 13, 2024, 1:18 pm
Location:	NASHVILLE, TN 37203
Postal Product:	Priority Mail®
Extra Services:	Registered Mail™
	Return Receipt Electronic

Shipment Details

Weight:	4lb, 0.0oz

Recipient Signature

Signature of Recipient:	Denise Reid D REID
Address of Recipient:	719 CHURCH ST #3300

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

ALERT: EFFECTIVE NOVEMBER 29, 2024, INTERNATIONAL MAIL SERVICE TO CANADA IS T...

USPS Tracking®

FAQs >

COMPLETED

Remove ×

Tracking Number:

RF753231075US

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 1:18 pm on December 13, 2024 in NASHVILLE, TN 37203.

Feedback

Delivered
Delivered, Front Desk/Reception/Mail Room
NASHVILLE, TN 37203
December 13, 2024, 1:18 pm

Out for Delivery
NASHVILLE, TN 37203
December 13, 2024, 7:37 am

Arrived at Post Office
NASHVILLE, TN 37203
December 13, 2024, 7:26 am

Processing at USPS Facility
NASHVILLE, TN 37230
December 12, 2024, 11:26 pm

Processing at USPS Facility
NASHVILLE, TN 37230
December 12, 2024, 10:42 pm

Processing at USPS Facility
PONTIAC, MI 48340
December 10, 2024, 9:23 pm

In Transit to Next Facility
December 10, 2024

Departed Post Office
LINDEN, MI 48451
December 9, 2024, 4:04 pm

USPS in possession of item
LINDEN, MI 48451
December 9, 2024, 3:54 pm

Hide Tracking History

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

Feedback

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™
Return Receipt Electronic

See Less

contact@jefffenton.com

From: auto-reply@usps.com
Sent: Thursday, December 19, 2024 11:54 PM
To: contact@jefffenton.com
Subject: USPS Return Receipt (Electronic) Info for RF753231075US
Attachments: RF753231075US.pdf

UNITED STATES POSTAL SERVICE

Tracking #: **RF753231075US**

Hello Marsha Fenton,

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

Tracking #: RF753231075US

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.