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

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

AMENDED 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)* CHARLES M. WALKER

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

☒ Other ***(specify):***

Proof of Service for defendant Charles M. Walker was filed in this lawsuit in ECF 95-1, PID.5252-5256. However, due to concerns related to the delay of several outstanding defendants making an appearance in this matter, including defendant Walker, out of an abundance of caution, service of defendant Walker was initiated for a *second time*, this time using *registered mail* for added security, while requesting an *electronic* return receipt instead of the traditional green card, to prevent it from potentially getting detached and lost in the mail.

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. (See 'Exhibit-A' filed in ECF 96-1, PID.5265-5285.)

October 21, 2024 at 10:41 AM service of defendant Charles M. Walker was initiated 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 *registered* U.S. mail with tracking number RF753202349US, electronic return receipt requested, with delivery restricted to the addressee. This package was successfully delivered and signed for *personally* by defendant Walker on October 28, 2024, 9:15 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, I recommend changing the date in which defendant Charles M. Walker is *"deemed served"* by the court, from August 26, 2024, the date which I originally filed in ECF 95-1, PID.5253, to the date of his most recent service, where he clearly and *without doubt* received and signed for service himself, on October 28, 2024, at 9:15 AM. 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: 11/5/2024

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)* 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. Wood
Signature of Clerk or Deputy Clerk

UNITED STATES POSTAL SERVICE.

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

10/21/2024 10:41 AM

Product	Qty	Unit Price	Price
Priority Mail®	1		$14.80
Nashville, TN 37215			
Weight: 3 lb 15.70 oz			
Expected Delivery Date			
Wed 10/23/2024			
Insurance			$0.00
Up to $100.00 included			
Restricted Del			$26.30
Amount: $0.00			
Recipient name			
CHARLES M WALKER			
Tracking #:			
RF753202349US			
e-Return Receipt			$2.62
Total			$43.72

Grand Total: $131.16

Credit Card Remit $131.16
Card Name: VISA
Account #: XXXXXXXXXXXX8359
Approval #: 901214
Transaction #: 101
AID: A0000000031010 Chip
AL: VISA CREDIT
PIN: Not Required

UFN: 255460-0451
Receipt #: 840-54930036-1-5598643-2
Clerk: 06

CHARLES M. WALKER
[redacted]
NASHVILLE, TN 37215-[redacted]

Registered No.

Date Stamp

LINDEN, MI 48451 OCT 21 2024

To Be Completed By Post Office

Reg. Fee	[redacted]
Handling Charge	Return Receipt
Postage	Restricted Delivery
Received by	

Customer Must Declare Full Value $

Domestic Insurance up to $25,000 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 FENTON
17195 SILVER PKWY
PMB #150
FENTON, MI 48430-3426

TO
CHARLES M. WALKER
[redacted]
NASHVILLE, TN 37215-[redacted]

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*®

Out of respect for defendant Walker's privacy concerns, his street address has been redacted from these delivery receipts, while the original unredacted documents are available upon request by the court or another party to this lawsuit.

UNITED STATES POSTAL SERVICE

November 16, 2024

Dear Marsha Fenton:

The following is in response to your request for proof of delivery on your item with the tracking number: **RF75 3202 349U S**.

Item Details

Status:	Delivered, Individual Picked Up at Post Office
Status Date / Time:	October 28, 2024, 9:15 am
Location:	NASHVILLE, TN 37215
Postal Product:	Priority Mail®
Extra Services:	Registered Mail Restricted Delivery Return Receipt Electronic
Recipient Name:	CHARLES M WALKER

Shipment Details

Weight:	4lb, 0.0oz

Destination Delivery Address

Street Address:	[redacted]
City, State ZIP Code:	NASHVILLE, TN 37215-[redacted]

Recipient Signature

Signature of Recipient:	[signature]
Address of Recipient:	1925 A Walnut Dr Nashville TN 37216

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:

RF753202349US

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

Latest Update

Your item was picked up at the post office at 9:15 am on October 28, 2024 in NASHVILLE, TN 37215.

Delivered
Delivered, Individual Picked Up at Post Office
NASHVILLE, TN 37215
October 28, 2024, 9:15 am

Notice Left (No Authorized Recipient Available)
NASHVILLE, TN 37215
October 26, 2024, 1:19 pm

Out for Delivery
NASHVILLE, TN 37215
October 26, 2024, 8:35 am

Arrived at Post Office
NASHVILLE, TN 37215
October 26, 2024, 8:24 am

Processing at USPS Facility
NASHVILLE, TN 37230
October 26, 2024, 3:48 am

Processing at USPS Facility
NASHVILLE, TN 37230
October 26, 2024, 1:50 am

Processing at USPS Facility
NASHVILLE, TN 37230
October 26, 2024, 1:49 am

Processing at USPS Facility
DETROIT, MI 48233
October 23, 2024, 11:58 pm

Feedback

Processing at USPS Facility
DETROIT, MI 48233
October 23, 2024, 11:52 pm

Arrived at USPS Regional Origin Facility
DETROIT MI DISTRIBUTION CENTER
October 23, 2024, 3:50 am

Processing at USPS Facility
PONTIAC, MI 48340
October 22, 2024, 4:29 pm

Arrived at USPS Regional Facility
PONTIAC MI DISTRIBUTION CENTER
October 21, 2024, 7:52 pm

Departed USPS Facility
LINDEN, MI 48451
October 21, 2024, 3:07 pm

USPS in possession of item
LINDEN, MI 48451
October 21, 2024, 10:35 am

Hide Tracking History

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

Text & Email Updates

Feedback

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

contact@jefffenton.com

From: auto-reply@usps.com
Sent: Saturday, November 16, 2024 7:31 PM
To: contact@jefffenton.com
Subject: USPS Return Receipt (Electronic) Info for RF753202349US
Attachments: RF753202349US.pdf

UNITED STATES POSTAL SERVICE

Tracking #: **RF753202349US**

Hello Marsha Fenton,

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

Tracking #: RF753202349US

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.

DEFENDANT: CHARLES M. WALKER

RECEIVED SERVICE: 8/26/2024

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

UNITED STATES DISTRICT COURT

for the

Western District of Michigan

FILED- LN
September 30, 2024 11:54 AM
CLERK OF COURT
U.S. DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
BY: eod scanned by: 9/30

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. Wood
Signature of Clerk or Deputy Clerk

DEFENDANT: CHARLES M. WALKER RECEIVED SERVICE: 8/26/2024

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

Civil Action No. 1:23-cv-1097

PROOF OF SERVICE

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

This summons for *(name of individual and title, if any)* CHARLES M. WALKER was received by me on *(date)* 8/21/2024 .

☐ I personally served the summons on the individual at *(place)* _____ on *(date)* _____ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____ , a person of suitable age and discretion who resides there, on *(date)* _____ , and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____ , who is designated by law to accept service of process on behalf of *(name of organization)* _____ on *(date)* _____ ; or

☐ I returned the summons unexecuted because _____ ; or

☒ Other *(specify)*:

Pursuant to F.R.Civ.P. 4(e)(1) and Mich. Ct. R. 2.105, defendant CHARLES M. WALKER was served via certified U.S. mail with restricted delivery, using tracking number 70203160000230014889 on 08/26/2024. See attached receipt copies from the USPS.

My fees are $ _____ for travel and $ _____ for services, for a total of $ 0.00 .

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

Date: 9/26/24

Marsha Ann Fenton
Server's signature

Marsha Ann Fenton
Printed name and title

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

Additional information regarding attempted service, etc:

Despite being served via U.S. mail with restricted delivery as outlined in Mich. Ct. R. 2.105, service was signed for by another member of their family, whose name on the return receipt looks like "Suleena Walker" or something very similar. See attached return receipt.

DEFENDANT: CHARLES M. WALKER

RECEIVED SERVICE: 8/26/2024

UNITED STATES POSTAL SERVICE.

FENTON
210 S LEROY ST
FENTON, MI 48430-9998
(800)275-8777

08/24/2024 02:06 PM

Product	Qty	Unit Price	Price
Priority Mail®	1		$14.25
Nashville, TN 37215			
Weight: 3 lb 10.90 oz			
Expected Delivery Date			
Mon 08/26/2024			
Insurance			$0.00
Up to $100.00 included			
Restricted Del			$12.75
Recipient name			
CHARLES M WALKER			
Tracking #:			
→ 70203160000230014889			
Return Receipt			$4.10
Tracking #:			
9590 9402 8627 3244 0681 83			
Total			$31.10

Grand Total: $200.20

Credit Card Remit $200.20
Card Name: VISA
Account #: XXXXXXXXXXXX8359
Approval #: 314260
Transaction #: 188
AID: A0000000031010 Chip
AL: VISA CREDIT
PIN: Not Required

UFN: 253200-0431
Receipt #: 840-54930020-3-6269723-1
Clerk: 05

7020 3160 0002 3001 4889

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

For delivery information, visit our website at www.usps.com®
Nashville, TN 37215

Certified Mail Fee $4.10
Extra Services & Fees (check box, add fee as appropriate)
☒ Return Receipt (hardcopy) $ $4.10
☐ Return Receipt (electronic) $
☒ Certified Mail Restricted Delivery $ $0.00
☐ Adult Signature Required $ $0.00
☐ Adult Signature Restricted Delivery $
Postage $14.25
Total Postage and Fees $31.10

Postmark Here
08/24/2024

CHARLES M. WALKER
[redacted]
NASHVILLE, TN 37215-[redacted]

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

USPS TRACKING #
NASHVILLE TN 370
2L
9590 9402 8627 3244 0681 83

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

United States Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box•

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

SENDER: COMPLETE 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:

CHARLES M. WALKER
[redacted]
NASHVILLE, TN 37215-[redacted]

9590 9402 8627 3244 0681 83

2. Article Number (Transfer from service label)
7020 3160 0002 3001 4889

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Julian Walker ☐ Agent ☐ Addressee

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

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

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

RICO SERVICE: SHIPPED via USPS on 8/24/2024 at 2:06 PM

Case 1:23-cv-01097-PLM-RSK (FENTON v. STORY et al.)

DEFENDANT: CHARLES M. WALKER RECEIVED SERVICE: 8/26/2024

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

USPS Tracking®

FAQs >

COMPLETED

Remove ×

Tracking Number:

70203160000230014889

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

Latest Update

Your item was delivered to an individual at the address at 1:20 pm 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, 1:20 pm

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 Facility
NASHVILLE TN DISTRIBUTION CENTER
August 25, 2024, 4:25 pm

In Transit to Next Facility
August 25, 2024, 1:59 pm

Departed USPS Regional Facility
DETROIT MI DISTRIBUTION CENTER
August 25, 2024, 5:32 am

Arrived at USPS Regional Origin Facility

Feedback

DETROIT MI DISTRIBUTION CENTER
August 24, 2024, 9:20 pm

Arrived at USPS Regional Facility
PONTIAC MI DISTRIBUTION CENTER
August 24, 2024, 6:16 pm

Departed USPS Facility
FLINT, MI 48502
August 24, 2024, 5:16 pm

Departed USPS Facility
FENTON, MI 48430
August 24, 2024, 3:20 pm

Departed Post Office
FENTON, MI 48430
August 24, 2024, 3:14 pm

USPS in possession of item
FENTON, MI 48430
August 24, 2024, 1:42 pm

Hide Tracking History

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

Feedback

Text & Email Updates

USPS Tracking Plus®

Product Information

Postal Product:	Features:	See tracking for related item:
Priority Mail®	Certified Mail Restricted Delivery Up to $100 insurance included. Restrictions Apply ⓘ	9590940286273244068183 (/go/TrackConfirmAction?tLabels=9590940286273244068183)

See Less

Track Another Package

Enter tracking or barcode numbers

CERTIFIED MAIL

PRESS FIRMLY TO SEAL

7020 3160 0002 3001 3592

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.

This packaging is the property of the U.S. Postal Service® and is provided solely for use in sending Priority Mail® and Priority Mail International® shipments. Misuses may be a violation of federal law. This package is not for resale. EP14F © U.S. Postal Service; July 2022; All rights reserved.