AO 440 (Rev. 06/12) Summons in a Civil Action **3:24-cv-01282**

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

RECEIVED
JAN 21 2025
US DISTRICT COURT
MID DIST TENN

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

MCARTHUR SANDERS REAL ESTATE, INC.
203 ROYAL OAKS BLVD
FRANKLIN, TN 37067-3012

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

Date: AUG 21 2024 ~~05/23/2024~~

Signature of Clerk or Deputy Clerk

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)* MCARTHUR SANDERS REAL ESTATE, INC.

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

☒ *Other (specify):*

Service of defendant MCARTHUR SANDERS REAL ESTATE, INC. was initiated pursuant to F.R.Civ.P. 4(h)(1)(A) and Mich. Ct. R. 2.105(D) by delivering the *lawsuit service package* as itemized in ECF 69 and 69-1 of this lawsuit, via *certified* U.S. mail with tracking number 70202450000036715198, return receipt requested, to the *registered agent address* as listed with the Tennessee Secretary of State, Division of Business Services, for SOS Control #000104429. This package was successfully delivered to defendant MCARTHUR SANDERS REAL ESTATE, INC. on August 26, 2024, at 3:25 PM, as evidenced by the signature image from the recipient on the postal carriers' electronic keypad. (See the attached receipt copies and proofs from the USPS.)

Mich. Ct. R. 2.105(D) states: "Process may be served on a private corporation (domestic or foreign) by: (1) serving a summons and a copy of the complaint on an officer or the resident agent; (2) serving a summons and a copy of the complaint on a director, trustee, or person in charge of an office or business establishment of the corporation and sending a summons and a copy of the complaint by registered mail, addressed to the principal office of the corporation".

Due to the high number of defendants in this case, production of the *lawsuit service packages* was both costly and very time and resource intensive to produce. As such there were only enough lawsuit service packages prepared to provide *one* per defendant to start. As service progressed, additional lawsuit service packages continued to be produced and sent out to defendants requiring additional service attempts.

Per Mich. Ct. R. 2.105(K)(3), "(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.

In the spirit of Mich. Ct. R. 2.105(K)(3) above, service was *deemed satisfied* either upon full completion of service as outlined in Mich. Ct. R. 2.105, per the entity type, or upon first appearance in this matter by counsel, since they obviously were *informed* about this action prior to the *date of first appearance* by their counsel as evidenced in the record.

Especially in situations where the registered agent address and the principal address for the business are the same, such as in this case, or where the registered agent and the known business owner are the same person, it is cost prohibitive, inefficient, and largely illogical, to redundantly serve the same individual.

Sandra J. Densham of Plunkett Cooney made an appearance in this matter on behalf of defendant MCARTHUR SANDERS REAL ESTATE, INC. on September 13. Since service was only sent to MCARTHUR SANDERS REAL ESTATE, INC. at their business address, not at the personal residence of any of the partners, service is deemed completed as of the date of first appearance in this matter, that being on September 13, 2024, though first notice of the action was delivered weeks earlier.

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

Date: 10/21/2024

Marsha Ann Fenton
Server's signature

Marsha Ann Fenton
Printed name and title

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

Tre Hargett
Secretary of State

Division of Business Services
Department of State
State of Tennessee
312 Rosa L. Parks AVE, 6th FL
Nashville, TN 37243-1102

Filing Information

Name: **MCARTHUR SANDERS REAL ESTATE, INC.**

General Information

SOS Control #	**000104429**	Formation Locale:	TENNESSEE
Filing Type:	For-profit Corporation - Domestic 06/10/1981 4:30 PM	Date Formed:	06/10/1981
		Fiscal Year Close	12
Status:	Active		
Duration Term:	Perpetual		

Registered Agent Address
THOMAS MCARTHUR JR
203 ROYAL OAKS BLVD
FRANKLIN, TN 37067-3012

Principal Address
203 ROYAL OAKS BLVD
FRANKLIN, TN 37067-3012

The following document(s) was/were filed in this office on the date(s) indicated below:

Date Filed	Filing Description	Image #
01/18/2024	2023 Annual Report	B1494-2353
01/26/2023	2022 Annual Report	B1327-7784
01/19/2022	2021 Annual Report	B1147-2170
02/03/2021	2020 Annual Report	B0978-6185
01/14/2020	2019 Annual Report	B0799-9587
01/15/2019	2018 Annual Report	B0638-2998
05/21/2018	Articles of Amendment	B0547-3164
	Principal Address 1 Changed From: 1619 GALLERIA BLVD To: 203 ROYAL OAKS BLVD	
	Principal City Changed From: BRENTWOOD To: FRANKLIN	
	Principal Postal Code Changed From: 37027-2926 To: 37067-3012	
	Registered Agent Physical Address 1 Changed From: 1619 GALLERIA BLVD To: 203 ROYAL OAKS BLVD	
	Registered Agent Physical City Changed From: BRENTWOOD To: FRANKLIN	
	Registered Agent Physical Postal Code Changed From: 37027-2926 To: 37067-3012	
02/06/2018	2017 Annual Report	B0492-2214
02/22/2017	2016 Annual Report	B0349-7087
02/03/2016	2015 Annual Report	B0195-1256
01/05/2015	2014 Annual Report	B0035-2604
02/13/2014	2013 Annual Report	A0214-2767

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Filing Information

Name: **MCARTHUR SANDERS REAL ESTATE, INC.**

02/13/2013	2012 Annual Report	7147-1176
01/18/2012	2011 Annual Report	6982-2346
Principal County Changed From: WILLIAMSON To: WILLIAMSON COUNTY		
01/19/2011	2010 Annual Report	6817-2445
Principal Postal Code Changed From: 37027 To: 37027-2926		
Principal County Changed From: Williamson County To: Williamson		
02/24/2010	2009 Annual Report	6661-0850
02/13/2009	2008 Annual Report	6447-3145
Principal Address Changed		
Registered Agent Physical Address Changed		
Mail Address Changed		
03/12/2008	2007 Annual Report	6242-2690
01/31/2007	2006 Annual Report	5942-1949
03/22/2006	2005 Annual Report	5727-1993
Registered Agent Changed		
03/01/2005	2004 Annual Report	5373-1252
01/28/2004	2003 Annual Report	5019-1562
03/28/2003	2002 Annual Report	4771-0339
02/12/2002	2001 Annual Report	4417-2069
01/30/2001	2000 Annual Report	4106-3109
01/26/2001	Articles of Amendment	4103-0429
Name Changed		
04/04/2000	1999 Annual Report	3873-0538
06/18/1999	Notice of Determination	ROLL 3699
03/24/1997	CMS Annual Report Update	3312-0592
Registered Agent Physical Address Changed		
03/27/1995	CMS Annual Report Update	2985-0423
Principal Address Changed		
Registered Agent Physical Address Changed		
Mail Address Changed		
06/18/1993	Notice of Determination	ROLL 2704
08/23/1991	Articles of Amendment	2251-0448
Name Changed		
06/21/1991	Notice of Determination	ROLL 2203
06/16/1990	Administrative Amendment	FYC/REVENUE

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Filing Information

Name: **MCARTHUR SANDERS REAL ESTATE, INC.**

Fiscal Year Close Changed		
01/10/1990	Administrative Amendment	1591-0140
Mail Address Changed		
12/15/1989	Notice of Determination	ROLL 1577
11/01/1988	Registered Agent Change (by Entity)	1022-1257A
Registered Agent Physical Address Changed		
09/22/1988	Articles of Amendment	967-0504
Principal Address Changed		
05/27/1986	Articles of Amendment	613 03144
Principal Address Changed		
05/27/1986	Registered Agent Change (by Entity)	613 03145
Registered Agent Physical Address Changed		
Registered Agent Changed		
05/06/1986	Application for Reinstatement	610 02576
02/12/1986	Dissolution/Revocation - Administrative	593 01397
10/15/1985	Articles of Amendment	570 01635
Name Changed		
10/10/1984	Articles of Amendment	498 01152
Principal Address Changed		
06/10/1981	Initial Filing	214 00655

Active Assumed Names (if any)	Date	Expires

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
Franklin, TN 37067			
Weight: 3 lb 11.00 oz			
Expected Delivery Date			
Mon 08/26/2024			
Insurance			$0.00
Up to $100.00 included			
Restricted Del			$12.75
Recipient name			
THOMAS MCARTHUR JR			
Tracking #:			
70202450000036715198			
Return Receipt			$4.10
Tracking #:			
9590 9402 8627 3244 0682 68			
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 2450 0000 3671 5198

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

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

Certified Mail Fee $4.10
Extra Services & Fees (check box, add fee as appropriate)
- [x] Return Receipt (hardcopy) $
- [ ] Return Receipt (electronic) $
- [x] Certified Mail Restricted Delivery $
- [ ] Adult Signature Required $
- [ ] Adult Signature Restricted Delivery $

Postage $14.25
Total Postage and Fees $31.10

0431
05

Postmark Here

THOMAS MCARTHUR JR
MCARTHUR SANDERS REAL ESTATE, INC.
203 ROYAL OAKS BLVD
FRANKLIN, TN 37067-3012

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:

THOMAS MCARTHUR JR
MCARTHUR SANDERS REAL ESTATE, INC.
203 ROYAL OAKS BLVD
FRANKLIN, TN 37067-3012

9590 9402 8627 3244 0682 68

2. Article Number (Transfer from service label)
7020 2450 0000 3671 5198

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, Was Never Returned Even After Successful Delivery.

3. Service Type
- [ ] Adult Signature
- [ ] Adult Signature Restricted Delivery
- [ ] Certified Mail®
- [x] 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

Home | Search | Reports | Manual Entry | Rates/ Commitments | PTR / EDW | Customer Information | October 21, 2024

USPS Tracking Intranet

Delivery Signature and Address

Tracking Number: 7020 2450 0000 3671 5198

This item was delivered on 08/26/2024 at 15:25:00

< Return to Tracking Number View

Signature	
Address	**203 ROYAL OAKS BLVD, FRANKLIN, TN 37067**

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...

3:24-CV-01282

USPS Tracking®

FAQs >

COMPLETED

Remove ×

Tracking Number:

70202450000036715198

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

Latest Update

Your item was delivered to an individual at the address at 3:25 pm on August 26, 2024 in FRANKLIN, TN 37067.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual
FRANKLIN, TN 37067
August 26, 2024, 3:25 pm

Out for Delivery
FRANKLIN, TN 37067
August 26, 2024, 7:52 am

Arrived at Post Office
FRANKLIN, TN 37064
August 26, 2024, 7:41 am

Arrived at USPS Regional Destination Facility
NASHVILLE TN DISTRIBUTION CENTER
August 26, 2024, 12:01 am

In Transit to Next Facility
August 25, 2024

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

Departed USPS Facility

Feedback

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, 1:53 pm

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 ⓘ	**9590940286273244068268 (/go/TrackConfirmAction?tLabels=9590940286273244068268)**

See Less

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs >

USPS Tracking®

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:

9590940286273244068268

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 1:53 pm 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, 1:53 pm

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: 70202450000036715198 (/go/TrackConfirmAction?tLabels=70202450000036715198)
USPS Ground Advantage™	Return Receipt USPS Tracking®	

CERTIFIED MAIL

PRESS FIRMLY TO SEAL

7020 3160 0002 3001 3820

Retail

37203

RDC 03

U.S. POSTAGE PAID
PM
LINDEN, MI 48451
JAN 16, 2025

$15.30

S2324P501513-03

UNITED STATES POSTAL SERVICE®

PRIORITY® MAIL

- Expected delivery date specified for domestic use.
- Domestic shipments include $100 of insurance (restrictions apply).*
- 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
JAN 21 2025
US DISTRICT COURT
MID DIST TENN.

FLAT RATE ENVELOPE
ONE RATE ■ ANY WEIGHT

TRACKED ■ INSURED

To schedule free Package Pickup, scan the QR code.

USPS.COM/PICKUP

PS00001000014

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

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

3:24-cv-01282

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. [illegible] All rights reserved.