SECOND SERVICE ATTEMPT

RECEIVED SERVICE: 9/06/2024

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

UNITEI	STATES DISTRICT COURT	
	for the	EII ED I N
	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: 400 9 30
JEFFREY RYAN FENTON)	
Plaintiff(s)		
V.	Civil Action No. 1:23-cv	-1097
)	
)	
VIRGINIA LEE STORY et al.,	ý	
Defendant(s))	

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

Kathryn Lynn Yarbrough
408 Preakness Drive
Thompsons Station, TN 37179

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.

AUG 1 9 2024

Date: 5/23/2024

CLERK OF COURT

Signature of Clofk or Deputy Clerk

SECOND SERVICE ATTEMPT

RECEIVED SERVICE: 9/06/2024

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 (1))

	This summons for (name of individual and title, if any)		KATHRYN LYNN YARBROUGH		
was re	ceived 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 summon			; or	
	✓ Other (specify):				
	Pursuant to F.R.Civ.P. 4(e)(1) and Mich. Ct. R. 2.105, defendant KATHRYN LYNN YARBROUGH was served via certified U.S. mail with restricted delivery, using				
	tracking number 7020. USPS.	3160000230014698 on Sept	ember 6, 2024. See attached	receipt copies from the	
	My fees are \$	for travel and \$	for services, for a total	of\$	
	I declare under penalty of	perjury that this information i	s true.		
Date:	9/26/2024	mar	sha ann Jentor Server's signature	υ	
			Marsha Ann Fentor	1	
		1719	5 Silver Pkwy, #150, Fenton, Server's address	MI 48430-3426	

Additional information regarding attempted service, etc:

The first service attempt was sent via USPS, with tracking number 70203160000230014902 on August 24, 2024 at 11:25 AM with certified restricted delivery to defendant Yarbrough's long-term and last known place of employment, working with defendant Story at 136 4th Avenue South, Franklin, TN 37064-2622. This was attempted prior to her home address because it was believed to be more convenient for her in the afternoons, since her home is in a different town based upon the information on hand. (Additional information continued on the next page.)

PROOF OF SERVICE—ADDITIONAL INFORMATION (CONTINUED)

According to the email tracking notifications provided by the USPS, service was delivered to the front desk of Story and Abernathy, PLLP on August 26, 2024, at 11:08 AM. Although the final tracking manifest provided by the USPS website contradicts that claim, instead showing that the package was "forwarded" from the office of Story and Abernathy on August 26th at 11:12 AM.

Ultimately this package appears to have been sent in circles, passing through the USPS Nashville Distribution Center four separate times, on 8/26, 8/29, 8/31, and on 9/4, while it was sent to the Franklin Post Office on at least two different occasions, on 8/26 and on 9/3/2024, before being returned in Michigan on September 9th, 2024.

Upon return of the package, it was stamped "ATTEMPTED - NOT KNOWN, UNABLE TO FORWARD, RETURN TO SENDER", all of which seem odd, for the following reasons:

- 1) Service to defendant Yarbrough was attempted at the same time as defendant Story's service was successful, so the mail carrier was at the right office location.
- 2) This was believed to have been the place of employment for defendant Yarbrough for over a decade, so for it to be stamped as "NOT KNOWN" seems strange.
- 3) Lastly, it was stamped "UNABLE TO FORWARD", yet it was unsuccessfully forwarded several times, according to the shipping manifest and email notices.

Eventually this was returned to me in Michigan, but since I had been monitoring the tracking online, Jeff decided to initiate a second service attempt at defendant Yarbrough's home, while due to time concerns for completing service we did not wait until we received this package back. Instead, another lawsuit service package was produced and service was attempted a second time to defendant Yarbrough, this time at her home address. This attempt too had some peculiarities, but appears to have been ultimately successful.

DEFENDANT: KATHRYN YARBROUGH UNITED STATES POSTAL SERVICE. 215 S MAIN ST LINDEN, MI 48451-9998 (800)275-8777 09/04/2024 01:45 PM Qty Product Unit Price Price Priority Mail® \$14.25 Thompsons Station, TN 37179 Weight: 3 lb 12.00 oz Expected Delivery Date Fri 09/06/2024 \$0.00 Insurance Up to \$100.00 included Restricted Del \$12.75 Recipient name KATHRYN L YARBROUGH Tracking # 70203160000230014698 Return Receipt \$4.10 Tracking #: 9590 9402 8627 3244 0684 80 Total \$31.10 \$85.40 Grand Total: Credit Card Remit \$85,40 Card Name: VISA Account #: XXXXXXXXXXXXXXX359 Approval #: 214054 Transaction #: 241 AID: A000000031010 Chin AL: VISA CREDIT PIN: Not Required UFN: 255460-0451

Receipt #: 840-54930036-3-6764826-2

Clerk: 06

SECOND SERVICE ATTEMPT RECEIVED SERVICE: 9/06/2024 U.S. Postal Service™ CERTIFIED MAIL® RECEIPT 40 Domestic Mail Only 무 For delivery information, visit our website at www.usps.com® Thompsons Station: TN 3.3. 007 Certified Mail Fee MI 4845 m Extra Services & Fees (check box, add fee at Appropriate) Return Receipt (hardcopy) П \$12.77 Return Receipt (electronic) Postmark 10.00 Certified Mail Restricted Delivery Here 505H \$0.00 Adult Signature Required Adult Signature Restricted Delivery \$ \$14.25 376 09/04/2024 Total Postage and Fees 7020 US KATHRYN YARBROUGH Štr **408 PREAKNESS DR** Cit **THOMPSONS STATION, TN 37179-5238** PS FORM 3800, April: 2015 PSN 7530-02-000-9047 See Reverse for Instructions

USPS TRACKING #



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

9590 9402 8627 3244 0684 80

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:

KATHRYN YARBROUGH 408 PREAKNESS DR

THOMPSONS STATION, TN 37179-5238



9590 9402 8627 3244 0684 80

2. Article Number (Transfer from service label) 7020 3160 0002 3001 4698

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

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:

Service Type

(over \$500)

- ☐ Adult Signature
 ☐ Adult Signature Restricted Delivery
 ☐ Certified Mail®
- ☐ Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
 ☐ Insured Mail ☐ Insured Mail Restricted Delivery
- Registered Mail Restricted Delivery ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery

☐ Priority Mail Express®

☐ Registered Mail™

Domestic Return Receipt

RECEIVED SERVICE: 9/06/2024 DEFENDANT: KATHRYN YARBROUGH SECOND SERVICE ATTEMPT USPS TRACKING # First-Class Mail Postage & Fees Paid Permit No. G-10 AL27 3244 0684 Customer ₹/EDW September 21, 201 Information Sender: Please print your name, address, and ZIP+4® in this box **United States Postal Service** 17195 SILVER PKWY PMB #150 48430-3426 FENTON, MI Signature 408 PREAKNESS DR. THOMPSONS STATION, TN Address 37179 Enter up to 35 items separated by commas.

> Product Tracking & Reporting, All Rights Reserved Version: 24.3.3-69ff40aa

Submit

This was returned by the USPS exactly as shown, but folded in half and stapled together.

No information was provided except what you can see here.

Quick Search

I interpret this to be saying that the green card fell off the package inside the delivering mail carrier's vehicle, so they had the addressee sign for the package electronically (or by some other means), which they printed out on this white piece of paper, in place of the green card. Then the best I can figure, the mail carrier must have found the green card later in their vehicle, since it was attached as shown, so they stapled this singed proof of delivery to the green card and returned stapled together.

cord became unattached before delivery

Select Search Type:

Home

SECOND SERVICE ATTEMPT

RECEIVED SERVICE: 9/06/2024

UNITED STATES
POSTAL SERVICE

Product Tracking & Reporting

Search Reports

Manual Entry

Rates/ Commitments

PTR / EDW

Customer Information September 21, 2074

Help

USPS Tracking Intranet

Delivery Signature and Address

Tracking Number: 7020 3160 0002 3001 4698

This item was delivered on 09/06/2024 at 11:28:00

< Return to Tracking Number View

408 PREAKNESS DR,
THOMPSONS STATION, TN
37179

Enter up to 35 items separated by commas.

Select Search Type:

Quick Search

Submit

Product Tracking & Reporting, All Rights Reserved Version: 24.3.3-69ff40aa

the green card became unattached before delivery

SECOND SERVICE ATTEMPT

RECEIVED SERVICE: 9/06/2024

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

USPS Tracking®

FAQs >



Tracking Number:

70203160000230014698

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

Latest Update

Your item was delivered to an individual at the address at 11:28 am on September 6, 2024 in THOMPSONS STATION, TN 37179.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual

THOMPSONS STATION, TN 37179 September 6, 2024, 11:28 am

Out for Delivery

THOMPSONS STATION, TN 37179 September 6, 2024, 7:26 am

Arrived at Post Office

THOMPSONS STATION, TN 37179 September 6, 2024, 7:15 am

Departed USPS Regional Facility

NASHVILLE TN DISTRIBUTION CENTER September 6, 2024, 4:10 am

Arrived at USPS Regional Facility

NASHVILLE TN DISTRIBUTION CENTER September 5, 2024, 4:10 pm

In Transit to Next Facility

September 5, 2024, 12:58 pm

Feedback

Case 1:23-cv-01097-PLM-RSK ECF No. 95, PageID.5220 Filed 09/30/24 Page 8 of 24 SECOND SERVICE ATTEMPT RECEIVED SERVICE: 9/06/2024 DEFENDANT: KATHRYN YARBROUGH In Transit to Next Facility September 5, 2024, 9:15 am **Departed USPS Regional Facility** DETROIT MI DISTRIBUTION CENTER September 5, 2024, 5:38 am Arrived at USPS Regional Origin Facility DETROIT MI DISTRIBUTION CENTER September 4, 2024, 9:51 pm **Departed USPS Facility LINDEN, MI 48451** September 4, 2024, 2:27 pm USPS in possession of item LINDEN, MI 48451 September 4, 2024, 1:42 pm **Hide Tracking History** What Do USPS Tracking Statuses Mean? (https://fag.usps.com/s/article/Where-is-my-package) **Text & Email Updates USPS Tracking Plus® Product Information** Postal Features: See tracking for related item: 9590940286273244068480 (/go/ Product: Certified Mail Restricted Delivery Up to \$100 insurance included. Restrictions Apply (i) TrackConfirmAction? Priority Mail® tLabels=9590940286273244068480) See Less ^

Need More Help?

Enter tracking or barcode numbers

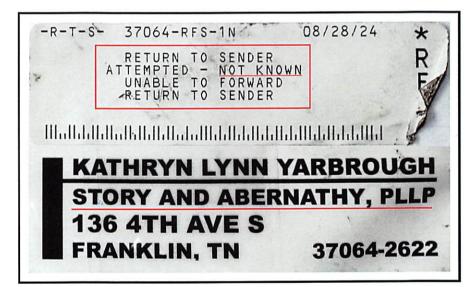
Track Another Package

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED







First Service Attempt for Kathryn Lynnn Yarbrough, at her last known place of employment, defendant Story's Law Firm located at 136 4th Avenue South, Franklin, TN 37064-2622.

Oddly after attempting delivery, this package was stamped as "NOT KNOWN", which seems suspect for a law firm where she worked for over a decade.

This package was also forwarded multiple times to different addresses, then eventually returned by the Post Office.

Service was next attempted at Ms. Yarbrough's home. Defendant Story's office was attempted first, because that was thought to be more convenient for her in the afternoons, since her home is in a different town, based upon the information at hand.

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED



FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED

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

USPS Tracking®

FAQs >



Tracking Number:

Remove X

70203160000230014902

Copy

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

Latest Update

Your item was delivered to an individual at the address at 2:04 pm on September 9, 2024 in FENTON, MI 48430.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual

FENTON, MI 48430 September 9, 2024, 2:04 pm

Redelivery Scheduled for Next Business Day

FENTON, MI 48430 September 7, 2024, 3:15 pm

Arrived at Post Office

FENTON, MI 48430 September 7, 2024, 6:55 am

Arrived at USPS Facility

FENTON, MI 48430 September 7, 2024, 6:07 am

Departed USPS Facility

FLINT, MI 48502 September 7, 2024, 5:24 am

Arrived at USPS Facility

FLINT, MI 48502 September 7, 2024, 4:37 am Feedback

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED

Departed USPS Regional Facility

DETROIT MI DISTRIBUTION CENTER September 7, 2024, 3:15 am

Arrived at USPS Regional Origin Facility

DETROIT MI DISTRIBUTION CENTER September 7, 2024, 2:12 am

In Transit to Next Facility

September 6, 2024

Arrived at USPS Regional Facility

INDIANAPOLIS IN DISTRIBUTION CENTER September 5, 2024, 6:04 pm

Arrived at USPS Facility

INDIANAPOLIS, IN 46219 September 5, 2024, 12:51 pm

In Transit to Next Facility

September 5, 2024, 8:35 am

Departed USPS Regional Facility

NASHVILLE TN DISTRIBUTION CENTER September 5, 2024, 5:49 am

Arrived at USPS Regional Destination Facility

NASHVILLE TN DISTRIBUTION CENTER September 4, 2024, 9:20 pm

Processing at USPS Facility

FRANKLIN, TN 37064 September 4, 2024, 3:21 pm

Arrived at USPS Facility

FRANKLIN, TN 37064 September 3, 2024, 1:34 am

In Transit to Next Facility

September 1, 2024, 6:18 am

Arrived at USPS Regional Destination Facility

NASHVILLE TN DISTRIBUTION CENTER August 31, 2024, 8:28 pm reedbac

Arrived at USPS Regional Facility

DETROIT MI DISTRIBUTION CENTER August 30, 2024, 6:07 pm

In Transit to Next Facility

August 30, 2024, 3:42 pm

Departed USPS Facility

INDIANAPOLIS, IN 46219 August 30, 2024, 1:25 pm

Arrived at USPS Facility

INDIANAPOLIS, IN 46219 August 29, 2024, 5:47 pm

In Transit to Next Facility

August 29, 2024, 4:32 pm

In Transit to Next Facility

August 29, 2024, 8:31 am

Departed USPS Regional Facility

NASHVILLE TN DISTRIBUTION CENTER August 29, 2024, 5:53 am

Forwarded

FRANKLIN, TN August 26, 2024, 11:12 am

Out for Delivery

FRANKLIN, TN 37064 August 26, 2024, 6:10 am

Arrived at Post Office

FRANKLIN, TN 37064 August 26, 2024, 5:47 am

Arrived at USPS Regional Destination Facility



REFUSED

Case 1:23-cv-01097-PLM-RSK ECF No. 95, PageID.5226 Filed 09/30/24 Page 14 of 24

DEFENDANT: KATHRYN YARBROUGH

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED

NASHVILLE TN DISTRIBUTION CENTER

August 26, 2024, 12:04 am

Arrived at USPS Regional Origin Facility

DETROIT MI DISTRIBUTION CENTER August 24, 2024, 10:44 pm

Arrived at USPS Regional Facility

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, 11:20 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

Postal Features:

Product: Certified Mail Restricted Delivery

Priority Mail[®]

Up to \$100 insurance included. Restrictions Apply (i)

See tracking for related item: 9590940286273244068213 (/go/

TrackConfirmAction?

tLabels=9590940286273244068213)

See Less ^

Track Another Package

Enter tracking or barcode numbers

DEFENDANT: KATHRYN YARBROUGH

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED

Outlook

USPS® Expected Delivery by Monday, August 26, 2024 arriving by 9:00pm 70203160000230014902

From auto-reply@usps.com <auto-reply@usps.com>

Date Mon 8/26/2024 5:24 AM

To marsha.



Hello Marsha Fenton,

Your item arrived at our NASHVILLE TN DISTRIBUTION CENTER destination facility on August 26, 2024 at 12:04 am. The item is currently in transit to the destination.

Reminder: This item requires a signature for delivery. If you can't sign in person, you can authorize someone else to sign.

Tracking Number: 70203160000230014902

Expected Delivery By

Mon

26 Aug

By 9:00pm



FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED



USPS® Expected Delivery on Monday, August 26, 2024 Between 10:30am and 2:30pm 70203160000230014902

From auto-reply@usps.com <auto-reply@usps.com>

Date Mon 8/26/2024 8:11 AM

To marsha.



Hello Marsha Fenton,

Your item is out for delivery on August 26, 2024 at 6:10 am in FRANKLIN, TN 37064.

USPS expects to deliver your package today between 10:30am and 2:30pm.

Reminder: This item requires a signature for delivery. If you can't sign in person, you can authorize someone else to sign.

Tracking Number: 70203160000230014902

Out for Delivery



Between 10:30am and 2:30pm



FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED



USPS® Item Delivered, Front Desk/Reception/Mail Room 70203160000230014902

From auto-reply@usps.com <auto-reply@usps.com>

Date Mon 8/26/2024 12:12 PM

To marsha





Hello Marsha Fenton,

Your item was delivered to the front desk, reception area, or mail room at 11:08 am on August 26, 2024 in FRANKLIN, TN 37064.

Tracking Number: 70203160000230014902

Delivered, Front Desk/Reception/Mail Room



Tracking & Delivery Options

DEFENDANT: KATHRYN YARBROUGH FIRST SERVICE ATTEMPT SERVICE REFUSED & RETURNED



USPS® In Transit to Next Facility 70203160000230014902

From auto-reply@usps.com <auto-reply@usps.com>

Date Thu 8/29/2024 10:45 AM

To marsha





Hello Marsha Fenton,

Your package is moving within the USPS network and is on track to be delivered to its final destination. As of August 29, 2024 at 8:31 am, it is currently in transit to the next facility.

Reminder: This item requires a signature for delivery. If you can't sign in person, you can authorize someone else to sign.

Tracking Number: 70203160000230014902

Tracking & Delivery Options

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED



USPS® In Transit to Next Facility 70203160000230014902

From auto-reply@usps.com <auto-reply@usps.com>

Date Fri 8/30/2024 4:58 PM

To marsha.



Hello Marsha Fenton,

Your package is moving within the USPS network and is on track to be delivered to its final destination. As of August 30, 2024 at 3:42 pm, it is currently in transit to the next facility.

Reminder: This item requires a signature for delivery. If you can't sign in person, you can authorize someone else to sign.

Tracking Number: 70203160000230014902

Tracking & Delivery Options

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED



USPS® Arrived at USPS Regional Destination Facility 70203160000230014902

From auto-reply@usps.com <auto-reply@usps.com>

Date Sun 9/1/2024 3:12 AM

To marsha.



Hello Marsha Fenton,

Your item arrived at our NASHVILLE TN DISTRIBUTION CENTER destination facility on August 31, 2024 at 8:28 pm. The item is currently in transit to the destination.

Reminder: This item requires a signature for delivery. If you can't sign in person, you can authorize someone else to sign.

Tracking Number: 70203160000230014902

Tracking & Delivery Options

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED



USPS® In Transit to Next Facility 70203160000230014902

From auto-reply@usps.com <auto-reply@usps.com>

Date Sun 9/1/2024 7:57 AM

To marsha



Hello Marsha Fenton,

Your package is moving within the USPS network and is on track to be delivered to its final destination. As of September 1, 2024 at 6:18 am, it is currently in transit to the next facility.

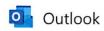
Reminder: This item requires a signature for delivery. If you can't sign in person, you can authorize someone else to sign.

Tracking Number: 70203160000230014902

Tracking & Delivery Options

FIRST SERVICE ATTEMPT

SERVICE REFUSED & RETURNED



USPS® Arrived at USPS Regional Destination Facility 70203160000230014902

From auto-reply@usps.com <auto-reply@usps.com>

Date Wed 9/4/2024 10:27 PM

To marsha.



Hello Marsha Fenton,

Your item arrived at our NASHVILLE TN DISTRIBUTION CENTER destination facility on September 4, 2024 at 9:20 pm. The item is currently in transit to the destination.

Reminder: This item requires a signature for delivery. If you can't sign in person, you can authorize someone else to sign.

Tracking Number: 70203160000230014902

Tracking & Delivery Options



PRESS FIRMLY TO SEAL





- Expected delivery date specified for domestic use.
- Domestic shipments include \$100 of insurance (restrictions apply).*
- USPS Tracking® service included for domestic and many international
- 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 co

FLAT RATE ENVELOPE

ONE RATE ANY WEIGHT

TRACKED INSURED



EP14F July 2022 OD: 12 1/2 x 9 1/2 To schedule free Pack scan the QR o



USPS.COM/PK