



APSA

ARIZONA PROCESS SERVERS ASSOCIATION
 Certifying & Training Arizona's Professional Process Servers Since 1973



ARIZONA PROCESS SERVERS ASSOCIATION

The NEWSLETTER

4TH Q 2018

www.arizonaprocessservers.org

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Changes,
Corrections &
Submissions:

**Let your Editor know
 if you have any!**

President's Message *Larry Ratcliff*

I have been the President of the Arizona Process Servers Association for more years than I can remember, I have had wonderful time (most of the time) being your President and I want to sincerely thank you for the opportunity that I had to serve you and the association.

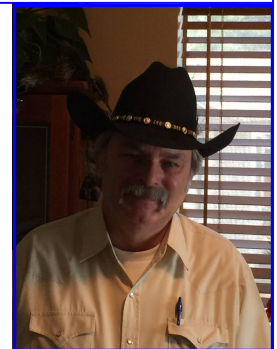
In 2019 Kelli McFarland will be taking the reins as President of APSA (she wears a black western hat, too) and I have all the faith in the world that she will quickly adapt and be almost as good a president as I was (LOL).

Your new 2019 APSA Board is balanced with some new board members and some old timers (me included). I think this will bring some new ideas to the association for some same old problems.

I encourage all you to support your association and board members and to become involved with some of the committees such as the Annual Conference, Quarterly Training, Public and of course the Legislative Committee. As an association we all need your help.

With the Holiday season upon us I want to wish all of you a Happy Thanksgiving, Merry Christmas and a Happy New Year. (Yes, I said *Christmas*.)

Take some time this year to donate to one of your favorite charities and support the community that we work and live in. If you become a positive public image, then our association will have a positive public image and therefore all of jobs will become easier with community support.



Larry Ratcliff

Larry Ratcliff
 President APSA

Tucson Continuing Education Classes
 Saturday Dec. 1st & Sunday Dec. 2nd, 2018
Details inside



Editor's Column



Barry R. Goldman

Sometimes it's not easy being a process server. Yes, we are many times viewed as the bringer of the bad news, good cheer, or just plain, "oh, it's him again".

But when I read a story (captioned inside) about a process server "detained" by a couple of apparently not so upstanding citizens in Australia, it reminded me that no matter what we bring, where we are, there are risks and consequences to our actions.

This issue sees a memo from attorney Charley Laman about a recent appeals court ruling affecting process servers. In this ruling, the appeals court found the process server had information to skip trace

for alternate means of contacting the defendant but didn't follow through. The court found a lack of diligence and affirmed the lower court ruling, vacating the judgment against the defendant. That was a \$264,062 reversal because the server had access to the defendant's email address, phone number, and social media accounts, but failed to use them in a means to contact her.

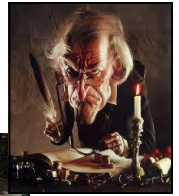
The case is *Ruffino, et al v. Lokosky*, Court of Appeals of Arizona, Division One, Filed July 12, 2018, No. 1 CA-CV 17-0353 (2018 Ariz. App. LEXIS 111; 795 Ariz. Adv. Rep. 17; 2018 WL 3384998). It was appealed from the case filed in Maricopa County (CV2015-009252).

It's important for servers to stay up on these type of cases affecting their livelihoods. That's one of the advantages of being a member of APSA. Another (obvious) advantage

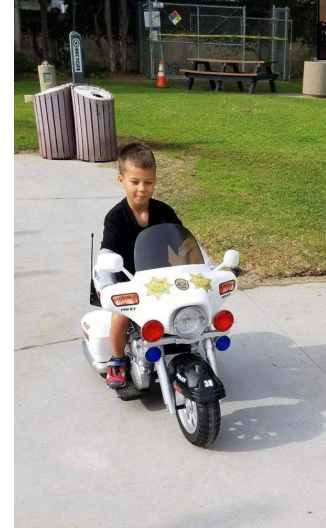
is the network of servers each member has access to.

APSA is about success. I encourage each server to take advantage of SCORE. Inside, there's a page showing their all-day virtual small business

conference. If you have the time, take advantage of this free offering.



In another article, we found a touching news item about a 7-year old boy who got sworn in as the



youngest (honorary) cop in the city of Torrance, CA. Read more about Drake Walker inside.

Lastly, we have a new board coming in January and we still need you to volunteer. I won't be on the Board any longer, but I'll still be active. Larry is stepping down and Kelli McFarland is stepping up to the presidency. Let's see what new and interesting things happen with the new Board. I'm excited.

— Warm regards, BRG.

I CANN PROCESS SERVICE

LINDA M. COONTS, A.C.P.S.

OFFICE: (520) 249-5100

P.O. Box 728

Sierra Vista AZ 85636

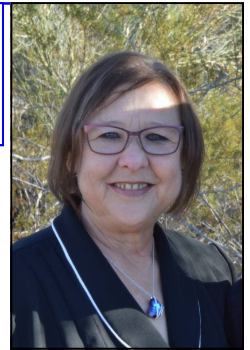
Registered Officer of Superior Court

State of Arizona

County of Cochise

Secretary's Corner

Patty Chlebanowski, Secretary



Dear Fellow Members:

Hello fellow process servers. Well our Annual Event is behind us. We had a good turnout. The feedback of the hotel was very positive. We are going to stay at Sheraton Wrigleyville West for next year's Annual Conference also.

I was glad to see a few new faces get elected to the Board. It takes new ideas and new blood for organizations to continually grow and while there is always a core of seasoned officers, we need new people to step up and replace us long time board members to help out.

Remember if you were not able to make our last Continuing Education classes, our next class is in December 1st and 2nd in Tucson. We have added the flyer to this newsletter and uploaded it to the website also.

Have a safe holiday season and hopefully I will see a few of you in Tucson for the board meeting following Saturday's class.

Patty Chlebanowski
Work: 602-254-7427



APSA

MOVE OVER LAW

In late 2005, a new law went into effect referred to as the "Move Over" law (ARS §28-775 E-1-2). The law was drafted as a result of the increase in the number of injuries and fatalities to those working to protect the public - police officers and emergency personnel.

The "Move Over" law gets its name from the idea of having drivers safely merge to an adjacent lane on highways with two or more lanes proceeding in the same direction when police or emergency personnel are stopped near or on the road. The law recognizes that sometimes it is not possible or the second lane just does not exist to move over. Those situations call for reduced speeds and proceeding with extreme caution.

Having the safety margin protects police officers and emergency personnel and reduces your risk of causing a deadly collision. Please take the time to read this page and learn to drive safer and ensure compliance with the "Move Over" law.

Arizona Revised Statute §28-775 E-1-2

If a person driving a vehicle approaches a stationary, authorized emergency vehicle that is giving a signal and displaying alternately flashing red, red and blue lights, the person shall do one of the following:

If on a highway having at least 2 lanes proceeding in the same direction as the approaching vehicle, proceed with due caution and if possible, with due regard to safety and traffic conditions, yield the right of way by making a lane change into a lane not adjacent to that of the emergency vehicle.

If changing lanes would be impossible or unsafe proceed with due caution and reduce speed, maintaining a safe speed for road conditions.



ROADSIDE MOTORIST ASSISTANCE (RMA)

DPS considers stranded motorists a matter of priority due to associated dangers. Stranded motorists can cause dangerous traffic related incidents. If you become stranded or observe someone who is stopped on a highway, please call 911 to report it to AZDPS.

In 2016, DPS assisted 92,982 stranded motorists throughout the state by getting them back on the road or by helping them make safe alternative arrangements.

Although DPS troopers help a large number of those motorists in need, it is the civilian Roadside Motorist Assistants (RMA) that are specialized in caring for stranded motorists.

Motorist Assistants are non-law enforcement agents that are deployed state wide in large utility work trucks with the tools and equipment needed to make minor repairs, tire/wheel changes, provide some fuel, provide short rides off the roadway or call a tow service for those in need.

APSA Newsletter 2016 Quarterly Publishing Schedule

1st Quarter: (Jan. 1-Mar. 31)
All submissions are due no later than Feb. 1st.

2nd Quarter: (Apr. 1-June 30) **All submissions are due no later than May 1st; targeted publication date is May 15th. The annual publication of the Bylaws and Code of Ethics occurs in this edition.**

3rd Quarter: (July 1-Sept. 30)
All submissions are due no later than July 1st; targeted publication date is July 15th, but in no circumstance any later than 45 days prior to the scheduled Annual Conference and Educational Event. (See Bylaws, Article VIII, Section 1.)

4th Quarter: (Oct. 1-Dec. 31)
All submissions are due no later than October 31st.

Schedule changes: Publication schedule may be subject to change for any reason including but not limited to accommodating Board meeting dates, continuing education events, special submissions, news or other information to better serve our members and other readers. Additional Newsletter editions may be published at the direction of the APSA Board.

Changes & Corrections: If you have changes or corrections to your contact information, please let us know by contacting the APSA Secretary.

National Affiliation: APSA was originally founded in 1973. It is the sole state association of process servers recognized and chartered by NAPPS — the National Association of Professional Process Servers — in Arizona.

Disclaimer: Comments and opinions expressed in the APSA Newsletter are that of the writer and do not necessarily reflect the opinion of the Association, its Officers or Board.

What Do Your APSA Representatives Do?



Ever wonder what the officers and directors of your Board does? *Here are the official (and some unofficial) duties:*

From the APSA Bylaws, the administration and management of the association is controlled by the Board of Directors. This includes the officers (President, Vice President, Secretary & Treasurer) and Directors.

The President presides at all meetings, makes all appointments, and is responsible to submit an annual report at the conference. Our President has also been the face and voice of APSA with our legislature as well as government associations and non-governmental associations. The VP steps into the shoes of the president whenever the President is unable to do so. Our Secretary records the minutes of all Board meetings and the annual conference. The Treasurer is responsible for carrying out all fiscal policies and procedures adopted by the Board; prepares financial statements and presents them to the Board at each meeting. The Treasurer also submits a written annual report at the annual conference.

The secretary also checks the mailbox weekly, make deposits as they come in and forwards to the Treasurer for entering into quick books for the record. The secretary is also tasked with setting up quarterly each board meeting location and educational session. All certificates created and dispersed and record keeping is also completed by the secretary.

We also have committee members who are responsible for certain duties and obligations of our Association. The Legislative Committee is responsible to watch for proposed changes in statute and rules of court that affect process servers. Researching (reading) and keeping track of rule and statute changes affecting Process Servers is a joint duty between the Legislative and Education committees, as well as the Newsletter Editor. Our registered lobbyist is part of the Legislative Committee, there to speak for APSA with our legislators and court personnel.

The Education Committee is responsible for making sure that our courses are up to date and consistent with statutes and rules of court. Which of our courses presented at the annual conference and at quarterly educational seminars are decided jointly by the Board and Education Committee. Planning for the Annual Conference is done through this committee. Editing and rewriting the APSA ACPS Manual is tasked through this committee, currently handled by your Newsletter Editor. (Revisions are to be done every other year; with supplements issued at quarterly classes and in Newsletter.) The Education Committee is also responsible for recruiting and appointing instructors for our classes.

Our Courts Committee stays on top of issues at the courts affecting process servers, reporting matters that may have an effect on our membership.

Arbitration and Grievance is a rarely utilized committee. Following procedures for arbitration and grievance, member complaints are heard through this committee.

Membership and Public Relations is run by our Secretary, who also acts as our Administrator. Incoming calls are responded to, as well as emails and other inquiries from the public, other associations, members and non-members. The website report is made to the Board each quarter from this committee. The APSA Newsletter, as part of the PR of our Association comes under this committee. The Editor makes a report to the board on our Newsletter at each meeting. This committee is also responsible for designing and maintaining the yet to be published Facebook, LinkedIn and other electronic and other media pages.

So, while the pay is minimal, the rewards are great. There is a lot of interface between the various committees, and your Board has developed some very good working relationships between its members. We'd like you to be part of it. We could always use your help.

10 Reasons to Avoid Server

<https://processserveramerica.com/About.html>

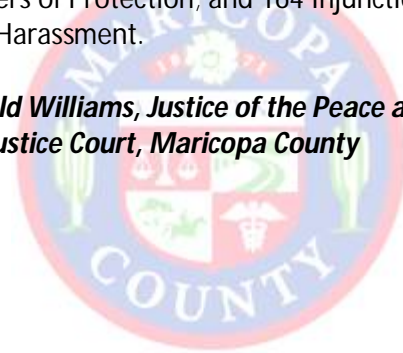


1. I am afraid of the process server because he is bringing me bad news: a summons, complaint, court order, foreclosure or eviction papers.
2. I will not give my spouse a divorce. If I accept the divorce papers, I will have to suffer the consequences of assets redistribution, child support, new last name and separation from my kids.
3. I do not want to pay for child support or fight for child custody or visitation in Family Court.
4. I am behind with my mortgage payments. The process server must be bringing me a foreclosure notice.
5. I did not pay the rent. The process server is trying to serve me with a demand for payment.
6. I am behind with my credit card payments. The process server is trying to serve me a debt collection notice.
7. I will not testify in this matter even if I am not a party to this action. I will avoid the subpoena being served by hiding from the process server.
8. I will not let them take away my wages because of outstanding child support. I will pretend that I am not here when the process server knocks.
9. I beat her up and abused her but I will not go to Family Court to answer her complaint about domestic violence. Indeed I will let go of the dogs in the front yard so when the process server comes to serve me with the order of protection he will have to run away.
10. I am a public officer, a public figure, an attorney, police officer, a high ranking member of a religious group or a public employee. It is not right that I get served with a court order because it is demeaning. Accepting a summons would belittle me. After all, I am the law.

The Justice Courts in Maricopa County had the following types of incoming cases filed in September 2018:

541 DUIs; 2,660 additional criminal traffic cases; 1,169 additional misdemeanor cases; 9,558 civil traffic cases; 758 small claims cases (down 24.5% from September 2017); 6,028 residential eviction actions (up 4% from September 2017); 7,705 regular civil lawsuits (up 49.5% from September 2017); 284 Orders of Protection; and 164 Injunctions Against Harassment.

— *Gerald Williams, Justice of the Peace at North Valley Justice Court, Maricopa County*



Pure Platinum Sedan

Stephen Barnes
(602) 419-9123

AOT ARIZONA OFFICE TECHNOLOGIES

A Xerox Company

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Tucson AZ 85716
Main (520) 989-3200

Phoenix
4320 E Cotton Center Blvd Ste 100
Phoenix AZ 85040
Main (602) 346-3000

Prescott
3050 N. Navajo Dr. Ste 107
Prescott Valley, AZ 86314
Main (928) 350-3100



Chris DeRose, Clerk of the Superior Court

The Brief



An electronic update for the legal community providing a brief look at news in the Clerk of the Superior Court's Office

The following are excerpts from "The Brief", published by the Maricopa County Clerk of the Superior Court. You can obtain complete copies of "The Brief" through the clerk's website.

September 2018

New court rules, new court forms

August and September are good months to review the forms you create or download. Legislation that went into effect on August 3 required updates to court forms to conform to the legislative changes. The Supreme Court also conducted its rules agenda in August and approved new or modified rules. Although rule changes usually take effect the following January 1, some may become effective earlier. Those rule changes often require updates to court forms. To ensure you're using the latest version of court forms, periodically see the Clerk's website at <http://www.clerkofcourt.maricopa.gov/CAT/ALOG.htm> and the Superior Court's website at <https://www.superiorcourt.maricopa.gov/SuperiorCourt/LawLibraryResourceCenter/Index.asp>.

The Supreme Court will hold another rules agenda in December, so look for additional changes effective January 1 that weren't part of the August rules agenda.

Civil cover sheets

Civil cover sheets were recently updated to reflect the court rules' case tiering process. Remember to review Civil Rule 26.2, "Discovery Tier or Amount Pledged" as a completed civil cover sheet with amounts and case tier information is required under Civil Rule 8(g).

October 2018

Brief musings

Ever wonder what the Clerk's office was talking about five or ten years ago? Looking for answers to frequently asked questions? See the Clerk's online library of back issues of The Brief. Find back issues online at http://www.clerkofcourt.maricopa.gov/atty_news.asp.

(APSA would like to thank Mr. DeRose and his staff for this valuable information we can pass on to our membership and readers. — Ed.)

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info@lamanlawoffice.com

MEMORANDUM ON *Ruffino v. Lokosky*, 2018 Ariz. App. Lexis 111, Court of Appeals of Arizona, Division One, filed July 12, 2018; ! DA-CV 17-0353; Due Diligence Affidavit for Alternative Service of Process.

The Arizona Court of Appeals Division One ruled that the default judgment had to be set aside because the due diligence Affidavit was inadequate for alternative service of process under the facts of this case.

Continued on p. 16



Hi, I'm **Patty Chlebanowski**, long-time Secretary of APSA. **Frontier Insurance Agency, Inc.** has been in business for 50 years. **Frontier Insurance Agency, Inc.** wants to help members and friends of APSA and AALPI to write your **Notary Bonds, Court Bonds (Appeal and Cost Bonds), and Probate Bonds (Personal Representative, Conservatorship & Guardianships)**. We also write **MVD (Lost Title Bonds)**. If you know an attorney who handles Probate matters, please drop my name to them. If you have any needs, please give us a call. Frontier can usually get a bond written in about 24 hours.

PATRICIA CHLEBANOWSKI
Agent

FRONTIER INSURANCE AGENCY, INC.
Surety Bonds

(602) 254-7427
3150 North 24th Street #D104
Phoenix, AZ 85016



TRAINING COURSE APPLICATION
 Return to: APSA Continuing Education Committee
 P.O. Box 2233, Phoenix, AZ 85002-2233
 PH: (602) 476-1737

NAME: _____
 (Print your name, as you want it to appear on your certificate.)

MAILING ADDRESS: _____

CITY: _____ STATE: _____ ZIP: _____

HOME PHONE: _____ WORK PHONE: _____

EMPLOYER: _____

Please reserve my space in the following classes, which have been approved by the Arizona Supreme Court to carry a continuing education credit for the designated hours. I have entered the classes I prefer to attend, and have checked the fees that apply to me. I understand that the fees and the application have to be received at the above address, before my seat is secured for the classes, and that all fees are non-refundable.

COURSE NAME: _____

LOCATION: Country Inn & Suites Tucson City Center
 705 North Freeway, Tucson, AZ 85745

DATE: Saturday, December 1, 2018, 8:30 a.m. – 3:30 p.m. A.C.P.S (6 hour class)
and
Sunday, December 2, 2018, 9:00 a.m. – 1:00 p.m. Report Writing & Protective Orders (4 hours)

CLE HOURS: _____

TOTAL COST: _____
 (\$15.00 PER CLE HOUR)

By making application to the Arizona Process Servers Association, I understand that all materials provided in the courses are copyrighted. There are no refunds. I understand these courses are not a substitute for registration and appointment with the Court under RCP (4)e, but is a symbol of my professional level within the legal community, and will count for hours towards the continuing education credit needed under the rules of The Arizona Supreme Court.

SIGNED: _____ DATE: _____



APSA Board Meeting Minutes

September 8, 2018 (Unofficial)

ARIZONA PROCESS SERVERS ASSOCIATION

Board Meeting Minutes—Annual Conference

September 8 2018 at
Sheraton Hotel at Wrigleyville West
860 North Riverview, Mesa, AZ 85201

The annual meeting was held on Saturday, September 8, 2018, at the Sheraton Hotel at Wrigleyville West located at 860 North Riverview, Mesa, AZ 85201. The meeting was called to order by the President, Larry Ratcliff. Roll call of board members was taken. Larry Ratcliff, President, Kelli McFarland, Vice President, Patty Chlebanowski, Secretary, Luis Figueroa, Treasurer, Board Members, Eric Sotelo, Barry Goldman, Don Howell & Ron Ezell were all present. The 2018 Annual Conference Notebook was received by all members in attendance as they signed in at beginning of the conference.

PRESIDENT'S REPORT:

Larry Ratcliff addressed the membership; he waived the Pledge of Allegiance, since we previously completed this during the morning announcement and the start of the conference. Larry thanked everyone for attending the conference and asked them if they have been enjoying the conference and this location. Larry mentioned this was his last term as President and it was time to pass the reins on to a new president.

Larry introduced Charley Laman as attorney liaison for the APSA membership and board.

Charley then addressed the membership and told the membership, if they have a quick question, he will take phone calls. His phone number is listed in the newsletter if you had to call him. He has represented several process servers with problems in the past.

Larry discussed how they have been trying to reach out to the Constables with, Barry Goldman & Charley Laman they had sent a letter which was published in our newsletters to all the constables in the State of Arizona in each county and also to the Presiding Judges in each county about the issue with the Constables serving Superior Court papers. We had received a few responses and we have heard the Constables are turning away Superior court work and turning them over to certified Process Servers. We have also received a response that was an opinion that they did have competent authority to serve the papers. Ongoing communication with all parties continues.

VICE PRESIDENT'S REPORT:

Kelli McFarland was present and had no report to give. She did attend several of the board meetings through the

year but did miss a one from a prior engagement. Previously Kelli had approached a Constable about why he was serving Superior court papers and his response was because he can. This issue was addressed in a prior board meeting.



SECRETARY'S REPORT:

Patty Chlebanowski told the membership that she has been keeping up with her duties as long time secretary. She has attended all the board meetings, been updating the web site and mail and the phones and of course preparing for today's conference. Patty pleaded with the membership to once again, get involved with the Association. Patty mentioned she thought a move was in her future and originally was not going to run for office. This year plans had changed and am available to continue this year if appointed. Patty asked the membership to review the Last Annual Minutes of 2017 that are posted in the Conference Booklet, pages 23 thru 25.

Patty mentioned we had 99 attendees at this year's conference.

Motion was made to approve the minutes of the Annual 2017 Conference by John Carpenter and 2nd by: Kelli McFarland. Motion passed.

TREASURER'S REPORT:

Luis Figueroa stated he is up to date with the books as of July. He had several new members inputted for this year. All bills are paid and up to date. Luis explained his written Report is printed in the Annual Conference Booklet, pages 26 through 27. Balances for the checking account are \$8,855.00, Legislative \$15,727.00, Savings \$5,000.00 and Pay Pal \$2,503.00 which will be moved to the checking account shortly.

Motion was made to approve the Treasurer's Report by Ron Ezell and 2nd by John Carpenter. Motion passed.

COMMITTEE REPORTS:

MEMBERSHIP REPORT:

Patty Chlebanowski mentioned membership for 2019 will be sent out through the website in January 2018. Patty also informed them to always check the listing in the website in case there are any typographical errors.

WEBSITE REPORT:

Patty Chlebanowski reported everything is up to date on the website.



APSA

APSA Board Meeting Minutes

September 8, 2018 (Unofficial)

GRIEVANCE REPORT:

John Carpenter reported he had not received any phone calls nor any complaints forwarded from the board to be resolved this year.

LEGISLATIVE REPORT:

Barry Goldman spoke and explained the Family Law Rules will allow Constables to serve papers in the works. Protective Orders rules changed as of April 1st. He always includes all rule changes in the newsletter which is published quarterly. The new rule changes will be incorporated into the new manual will be re-published hopefully by February 2019.

Barry Goldman talked about the costs to analyze the service of process by Constables. NAPPS published a report recently how costly it was to the state when Constables served papers. The Constables feel they need to serve papers because the process servers charge too much. Robin Martinelli a NAPPS member was present and explained how their report came about and will be able to assist us in getting this article published, as she did for NAPPS.

NEWSLETTER REPORT:

Barry Goldman published the last newsletter in August and was emailed out to the membership. The Newsletters are posted on the website in PDF and can be printed or viewed from the site. If you are interested in putting in an advertisement in the newsletter please contact him. We do currently have about 3 business ads in the newsletter. He looks for information from several sources to keep the membership up to date from: Maricopa County Bar Association, Police 1 Re: Law Enforcement, NAPPS website, Superior Court Brief and adds this information to the newsletter if it pertains to attorney service or process serving. Any members can submit an article for publishing in the newsletter and you do receive Educational credits for doing so.

EDUCATION COMMITTEE:

Larry Ratcliff reported we moved our March class from Bullhead City to Laughlin, Nevada. We had a better turnout at this location and hope to continue this in the future. We move around the state so in June we hold our classes in Flagstaff and December we hold the class in Tucson. After each Saturday ACPS class is when the board meeting takes place and everyone is invited to attend.

OLD BUSINESS:

None to be addressed.

NEW BUSINESS:

None to be addressed.

NOMINATIONS:

Larry Ratcliff nominated Kelli McFarland for President and seconded by Dan Ronnie. A call for any other nominations was made. Motion to appoint Kelli McFarland for president by acclamation was made by Clifford Johnson and seconded by Kelli McFarland. Motion passed.

John Carpenter nominated Sean Laman for Vice President and seconded by Kelli McFarland. A call for any other nominations was made. Motion to appoint Sean Laman for Vice President by acclamation was made by John Carpenter and seconded by Kelli McFarland. Motion passed.

Larry Ratcliff nominated Luis Figueroa for Treasurer and seconded by Patty Chlebanowski. A call for any other nominations was made. Motion to appoint Luis Figueroa for Treasurer by acclamation was made by Kelli McFarland and seconded by John Carpenter. Motion passed.

Larry Ratcliff nominated Patty Chlebanowski for Secretary and seconded by Barry Goldman. A call for any other nominations was made. Motion to appoint Patty Chlebanowski for Secretary by acclamation was made by John Carpenter and seconded by Kelli McFarland. Motion passed.

Larry Ratcliff asked for names for Board of Directors Lisa Macaluso, Ron Ezell, Jason Brown, Don Howell & Shannon Goolsby were all nominated. A discussion was held and each person stood up and introduced themselves. Patty was not prepared for a vote so all appointed members agreed to do a hand count from the membership. Lisa Macaluso had 23 votes, Ron Ezell had 17 votes, Jason Brown had 18 votes & Shannon Goolsby had 16 votes and Don Howell had 10 votes. Ron Ezell, Lisa Macaluso and Jason Brown are the 2019 board of directors and Larry Ratcliff is as the immediate past president. Motion to close voting was made by Kelli McFarland and seconded by Patty Chlebanowski. Motion to nominate all Officers by acclamation by Patty Chlebanowski and seconded by Gary Buckner. Motion passed.

Robin Martinelli reminded everyone present at this conference that NAPPS was offering a discount in membership if you sign up here at the conference.

Motion to adjourn the Annual Conference Meeting by Sean Laman and seconded by John Carpenter. Motion passed.

Meeting was adjourned at approximately 1:20 PM. Minutes prepared by Patty Chlebanowski, Secretary.



APSA

Welcome to Our New Board!



Elections are now behind us. Let's take a little time to get to know our new officers and board members.

President-Elect Kelli McFarland

Kelli "KAM" McFarland, our incoming President has her own investigations and process serving firm, Alliance Investigations in beautiful Prescott.

Thank you for electing me as your new President. The New Year will bring lots of new ideas, representation, and great people together. Hopefully, APSA will become the bridge between constables, legislation and process serving with available communication, marketing tools and tips throughout the year.

Alliance Investigations
P.O. Box 11990
Prescott, Arizona 86304
(928) 717-1196
AllianceInvestigations@msn.com

Vice President-Elect Sean Laman

I was born in Kansas and moved to Arizona in 2003 after working in a Security and Investigation agency as a Security Armed Guard and Investigator. I self-trained to pass the test for process servers in 2010, and shipped off to the United States Marine Corps Reserve. Later in 2011, a mutual friend introduced me to Col. John Tavernaro. The Colonel's mentoring and guidance is the reason I am a Process Server. Starting in 2013, I became very active in the AACPS, and went to the Capitol and have testified in more than seven bills with the Colonel. These bills were for the improvement of the laws for service of process and the people carrying out this duty.

I served on AACPS's Board in 2015, through to its close in 2017. APSA gave the AACPS Members a one year membership, and one of the AACPS's Board members was to be appointed to APSA Board in 2018. The Colonel asked me to take the position, and the Board of AACPS was in agreement. I have been working in the committee that deals with preparing for the meeting logistics with Madam Secretary, Patty Chlebanowski as the Chair. I was tasked with recruiting vendors and

have contacted several local businesses in this regard.

With the passing of Col. Tavernaro, I assisted with the bill that he was working on in the Legislative Committee. Unfortunately, that bill ended up dying in the legislature. In my five years of being at the capitol sessions, the things that I have seen on most bills which pass are: large numbers of concerned citizens show up, businesses and affected associations show up at the Committee meetings and floor votes, and non-industry partners weigh in. Bills are submitted an average between seven to nine times before passing.

Before APSA submits anymore bills, I want to help increase our membership (our membership should be at least 20% of current Certified Process Servers to get the attention of the elected officials). I believe we need a strong grassroots campaign to get public awareness and support for our bill(s), as well as empirical data collected to support our position and local business' active support.

I was planning to run for only a board member seat in 2019, to continue to learn more about APSA and finish some of the tasks I have not completed. I have attended every meeting since joining late in 2017, and will continue to make myself available to the members before and after meeting to hear comments and concerns. Attending meetings and participating has given me valuable insight to make good decisions on how to vote as a board member.

I intend to execute my assignments to the best of my abilities and support our Madam President-Elect, Kelli McFarland. She has many years of experience in APSA and process serving. I will to help her to execute her duties, as that is the Vice President's job. I would like to thank our APSA members for electing me to Vice President in 2019.

Sean Laman
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APSA

Welcome to Our New Board! (continued)



Board Member Lisa Ezell-Macaluso

Hello APSA members!!! My name is Lisa Ezell-Macaluso and I am an APSA member first time to the board. I'm a native of Arizona, born and raised in Tucson, currently residing in the Phoenix area. I am a second generation process server and have been certified for over 20 years.

In addition to supporting APSA for as long as I have been serving, I am a member of NAPPS, and also an associate to California's chapter CALSPro. You could say I'm extremely passionate about this profession and industry! Currently I am Arizona State Manager with Specialized Attorney Services, and oversee operations for service of process in Colorado too.

I'm excited to take this leap and appreciative being given the opportunity to do so. I would love to see membership grow and servers come together and support issues affecting us all.

Looking forward to a great 2019!

Kind regards,

Lisa Ezell-Macaluso
Regional Sales/Service Manager Arizona
Specialized Attorney Services
Office 480.471.5900
Cell 480-878-8677
lisa.macaluso@specializedattorneyservices.com

Board Member Jason Brown

Jason grew up in Texas, California and Boston prior to moving to Arizona in 1984. A highly trained U.S. Army veteran with 29 years of investigative service, Jason is also a Certified Process Server. He has a distinguished record of community service including: Appointed Hearing Officer in the Maricopa County Justice Courts (serving a 4-year appointment) and was appointed to the Foster Care Review Board. Jason founded Teentrak, a non-profit with a mission of finding missing children. Currently Jason is the Founder and CEO of Urban Spy, handling investigative cases and process serving in the metropolitan Phoenix area.

Jason views the primary challenges for Process Servers as the competition with Constables and Sheriffs for the same serves. This



is one area he would like to see addressed in 2019. Equally if not more important is safety and the need for increased punitive and financial penalties for assaulting Process Servers. Jason believes it is time for all Arizona Process Servers to join forces to pass legislation that protects us and supports our profession.

In 2019, Jason believes that a key focus of the Board should be to individually and collectively work towards a substantial increase in membership. Jason would welcome the opportunity to utilize his experience in non-profits and as an entrepreneur to assist the Board in accomplishing this goal.

Urban Spy
Jason Brown
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Website: www.desertprocessserver.com

Each of these new officers and board members will bring their own individual expertise and experience to our association in 2019. Staying in their respective positions are Patty Chlebanowski (Secretary) and Luis Figueroa (Treasurer). Our Immediate Past President, Larry Ratcliff, will remain on the Board for 2019.

As you may have guessed, Lisa Ezell-Macaluso is the daughter of Ron and Pamela Ezell. Ron (also a past President of APSA and current Treasurer of NAPPS) has been involved in serving legal process since 1973. It's nice to see the family tradition remains.

Outgoing (current) Board members, Don Howell and Barry R. Goldman will remain, still ready, willing, able and looking forward to participating in APSA projects. Barry plans to continue as the Newsletter editor and remain active in APSA continuing education.

APSA

Training Corner:

Revisiting Trespass

— From the Aug. 2012 APSA Newsletter



Barry R. Goldman

©2018 Barry R. Goldman



Following an interesting thread on the ServeNow.com discussion board, we thought a (short) discussion of trespass would be timely.

One of the things a newcomer to Arizona might notice is the seriousness of property rights and borders taken by its residents. As a property owner, after conducting research into the issue, and, of course dealing with the issue as a Process Server, it is apparent that the approaches property owners take to the issues of trespass are as varied as there are makes and models of cars.

Typically, a Process Server entering private property doesn't find it fenced and posted (ARS 13-1503(A)(1)). But what if it is merely fenced? Does the Process Server have "...lawful authority..." to enter and remain? (ARS 13-1504(A)(2)).

Several years ago, these questions were asked and answered in the Maricopa County Superior Court under the Star ruling (*Arizona v. Star*, LC 87-00135 (1987)). However, that ruling, however applicable within Maricopa County, in which the court found that,

"In the course of his official duties and to the extent required to serve process, a process server...has authority delegated directly by the Court...to enter private property to the extent necessary to serve court documents. This right is not changed by posting or signing property, fencing, having a guard, or issuing a verbal command to leave property. Were it otherwise, an obstructive private property owner could force court proceedings to grind to a halt merely by refusing access to a process server so as to insulate himself from court proceedings..."

is not necessarily followed within many parts of Maricopa County nor other counties of Arizona. Property owners certainly have no inclination to be made aware of the ruling, and when made aware, there usually no incentive nor reason for them to abide by the ruling. The ruling is adverse to their interests. Law enforcement are for the most part unaware of the ruling, and, when made aware (certain agencies in particular), typically will disregard the ruling in favor of known statute.

So, what should a Process Server do? ARCP Rule 4.1(m) sets forth a procedure for making service where doing so would be "impracticable" under normal

circumstances. The circumstances of finding impracticability are determined in rather liberal terms, according to practical experience. However, one thing is certain. The Process Server must have attempted service, and, for whatever reason, be unable to complete the service within a normal framework of due diligence. In certain circumstances, where the defendant is actively avoiding service (ie: not answering the door after it is found that he/she is home and aware that efforts are being made to serve process), repeated attempts may be required to prove due diligence. In other circumstances, only one attempt may be necessary for the court to order an alternate means of service under ARCP Rule 4.1(m) (*now 4.1(k)*) or similar rule. (For an example of the latter, see *Norlund, et al v. Usher, et al*, Maricopa County Superior Court, CV2010-023803.)

Keeping the foregoing in mind, a review of the ServeNow.com postings related to the issue of Gated Communities is quite relevant. Mr. Griggs, a Process Server in South Carolina asked, "For those who are in states where you have no legislation regarding gated communities/gated apartment complexes, etc., what do you do when the manager refuses you access to the complex?". The answers were as varied as one might expect. Many servers will "piggyback" into the premises, while others will ask for the assistance of law enforcement to unlock the unmanned gate. Still others, having been refused entry by the security guard, will take the guard's name down to present to counsel for a subpoena to inquire about the interference with service of process the guard presented. Another suggested solution is to keep a list of gate codes for certain communities.

The writer would never encourage a misuse of information, and certainly not a call to law enforcement to assist with anything but exceptional circumstances. Bearing this in mind, though a policy must be developed for the individual server which is consistent with statute and law, and bears prudent business decision making. Whatever policy you, as the Process Server, or your employer develop, you are encouraged to keep safety and practicality in mind at all times when it comes to accessing private property.

APSA

ARIZONA SUPREME COURT MAKES RULING ON PROCESS SERVICE IN MEXICO

Reprinted from the (Summer) 2010 APSA Newsletter

By John M. Carpenter, A.C.P.S., A.C.P.S.I.

The Arizona Supreme court recently ruled that service of process on persons and business entities in Mexico via postal chambers and email is being done incorrectly. All service of foreign judicial documents in Mexico must be made through Mexico's Ministry of Foreign Affairs.

In 2008, an Indian Tribe filed a lawsuit in Maricopa County Superior Court concerning their investment in a casino project in Guadalupe, Mexico. The tribe moved for alternate service of two defendants and four corporate entities. The Superior Court granted alternate service by the following means: (1) certified mail to the Defendants attorneys of record at their domestic addresses; (2) email to one Defendant at two addresses; (3) Federal Express delivery to the six defendants with return receipt requested at an address in Mexico where the parties had previously met; and (4) mail to one Defendant at his last known domestic address. The Court later noted that each proposed method of service was likely insufficient standing alone, and thus approved the alternate service by the above-stated means.

The Tribe complied with the order but did not receive delivery confirmation at the Mexican address. The Tribe also did not receive a receipt for the mailings sent to one Defendant at his last known domestic address. However, the Superior Court ruled that these mailings completed service of process on the Defendants. The six Defendants made a court appearance and moved for dismissal due to the insufficiency of the service of process citing a violation of The Hague Service Convention and Arizona Rules of Civil Procedure 4.2. The Superior Court denied the motion saying Hague Service Convention did not prohibit the alternate methods of service previously ordered by the Superior Court. The Court of Appeals declined special action jurisdiction.

The Supreme Court agreed to hear the case because proper service of persons and business entities in Mexico is an issue of statewide importance. The Supreme Court needed to consider whether the Hague Service Convention allows service in Mexico by the means approved by the Superior Court.

Arizona Rules of Civil Procedure 4.2. (i) (1) states that service may be effected outside the United States on individuals by any internationally agreed means reasonably calculated to give notice, such as means authorized by the Convention. A court may also direct service "by other means not prohibited by international agreement" 4.2 (i) (3). If the Convention applies, the Superior Court was correct in its ruling.

However, the Convention does not apply if the address of the person to be served with the document is not known. The Convention also requires each contracting state to set up a "central authority to receive requests for service coming from other contracting states." Once the central authority receives a request for service that complies with the Convention, it must serve the document itself or have it served by an appropriate agency and then provide the applicant with a certificate identifying how the document was served or the reasons preventing its service. Alternative service allows service through a state's diplomatic or consular services or sent directly to persons abroad via postal channels or by personal service through judicial officers, officers, or other competent authorities.

Mexico has objected to these forms of alternate service and has expressed that all process be served through its Ministry of Foreign Affairs.

The Tribe did not attempt service through the Ministry of Foreign Affairs but contended that all services were valid. The Tribe argued that the Convention does not apply because the Defendant's Mexican addresses were not known. The Tribe further argued that service was affected domestically on all Defendants and their attorneys, and these persons were authorized to receive service of process on behalf of the Defendants.

The Supreme Court vacated the Superior Court's order denying the Six Defendant's motion to dismiss for insufficiency of service of process and remanded the case to the Superior Court for further proceedings consistent with their opinion. A copy of the opinion can be found at:

<http://www.azcourts.gov/Portals/23/pdf2010/CV100017PR.pdf>



APSA

Munching & You (and Me)...

Our car is our mobile office. So why shouldn't it be our mobile kitchen, too?

We all do it. We are in the field, going from place to place, giving people news. Some folks like us, others don't. It's stressful. We work up an appetite. Some call it stress eating, others call it... just plain being hungry. We try to stay healthy. We work out, take time off, and shoot for our goals. Or not. Either way, we eat. We stop in the fast food joint between stops, get that slice of pizza at the QT, grab a coke and we're on our way. But is it the best way?



If you have a high metabolism and can work off the extra calories, bless you. Most of us can't, especially if you're a diabetic, or have a tendency to retain weight.

That's where smart and healthy eating comes in. My red-headed stepchild (yes, that's what she called herself years ago and the moniker stuck) told our grandkids when they were younger to grab a "healthy snack" between meals. Some umpteen years later, none of the kids have weight problems, and they are healthy eaters. I should have taken a page out of her book. But learning is a curve, and I'm still learning.

From the article, [9 Healthy Fruits When You Have Diabetes](#) (and additional reading), I gleaned some education. Here are some quotations from that article:

"With some thoughtful planning, sweet, juicy fruit can be a regular part of your type 2 diabetes diet — as long as you don't overdo it. Fruit is a good alternative to sugar-laden desserts because it can satisfy your sweet tooth while delivering fiber, antioxidants, and a range of nutrients..."

To slow down the blood sugar response, have fruit together with a small amount of protein or fat, such as a few nuts or some plain Greek yogurt.

GRAPES are packed with polyphenols, a type of plant chemical (phytonutrient) that may have a positive effect on the body-wide inflammation seen with diabetes... The polyphenols in grapes may also help in controlling blood sugar levels.

APPLES have a pre-set serving size...It's easy to stop eating once you've finished...be sure to eat the skin, where much of that fiber is found. Fiber is helpful because it fills you up and it can slow the absorption of sugar in the blood.

BLUEBERRIES "Any kind of berry is lower in sugar than most other fruits," Katie Gill, RD, a dietitian in Philadelphia, owner of Katie Gill Wellness says. She recommends buying locally grown berries in season, when possible, because they'll be fresher and more flavorful. In the off-season, she recommends flash-frozen berries that you can thaw and add to dishes, such as oatmeal. Just make sure to choose a brand marked "no sugar added."

CRANBERRIES offer a mix of powerful nutrients in a tiny package.../that may provide antioxidant benefits for overall health and immunity..

RASPBERRIES Like blueberries, raspberries contain healthy antioxidants as well as a punch of flavor and small amounts of natural sugars.

GRAPEFRUIT Half a grapefruit is a great way to enhance breakfast, or any meal of the day for that matter. Eating this vitamin C-packed fruit regularly can help you manage your weight, according to a review of anti-obesity foods published in the 2015 issue of the journal [Experimental and Clinical Sciences International](#).

TOMATOES Remember, this salad and sandwich favorite is actually a fruit. But health-wise, "I've never had to tell someone their blood sugars are out of control because they ate too many tomatoes," Gill says. Also, each tomato you consume could positively affect the level of fats in your blood and inflammation in your body.

AVOCADOS Like tomatoes, avocados are a stealth fruit. "They're quite low in carbohydrates, but high in fat," says Courtney Peterson, PhD, a nutrition researcher and assistant professor in the nutrition science department at the University of Alabama at Birmingham, adding that avocado is a healthy addition to your diet as long as you watch the serving size.

BANANAS "A serving of a banana is about half of one," Gill says. Thanks to [9 Healthy Fruits When You Have Diabetes](#) By Madeline R. Vann, MPH Reviewed by Rosalyn Carson-DeWitt, MD

www.everydayhealth.com

To your health. — BRG

APSA

**It's a Dangerous Job
Down Under...**



**Islamic leader detained
man serving court papers on cleared Colo
(Australia) property, court hears**

— Kathleen Calderwood

Process Server swears in affidavit claims he was detained on the property for 30 minutes by defendants after serving court papers.

Two men who conducted illegal land clearing on a property in Sydney's north are being pursued for contempt of court after they allegedly continue to build on the land, with allegations emerging in court that they detained a man when he served them with legal documents.

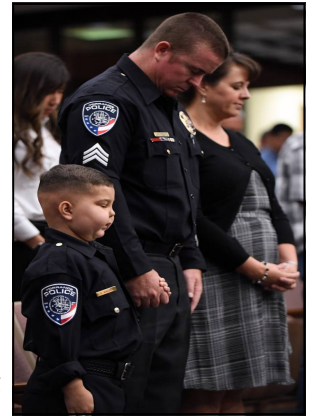
<http://www.abc.net.au/news/2018-09-14/islamic-leader-detained-man-on-cleared-colo-property-court-hears/10248226>

Did You Know?...

Maricopa County is the nation's 4th largest county in terms of population. The County is governed by five elected district supervisors that form the Board of Supervisors which appoints a county manager. Each supervisor represents a geographic area of the County. Each district divides the County's population into relatively equally sized groups. Some districts appear quite large, but there are fewer people living in those areas. The Board of Supervisors, other elected county officials, and the county manager oversee more than 13,000 employees who serve the public in areas including public health, flood control, law enforcement, judicial, education, parks, libraries, and much more. The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services so that residents can enjoy living in a healthy and safe community. Maricopa County was officially established on February 14, 1871. The County was named in honor of the Maricopa Indians, who were known to have inhabited the area as early as 1775. Maricopa County's outer geographical boundaries were set in 1881 and have not changed since.

7-Year Old Sworn In as Honorary Officer

On Tuesday evening, October 16, 2018, Torrance (CA) Police Chief Eve R. Irvine swore in 7-year-old Drake Walker during the City Council Meeting as an Honorary Police Officer.



Drake Walker was recently diagnosed with a very aggressive and inoperable cancerous brain stem tumor (DIPG). Drake is the youngest son of Torrance Police Sergeant James Walker. Drake's dream is to become a Police Officer just like his father.

This was an awesome thing to see – you can see the video at <https://www.littlethings.com/boy-cancer-police-officer/>

A Go Fund Me page has been established and those wishing to donate are encouraged to visit the page: <https://www.gofundme.com/drakewalker>

TEMPE, AZ - Two Tempe officers are injured following a shooting on the afternoon of October 29th.



According to Tempe police, two officers were shot while trying to serve an order of protection against a domestic violence suspect near Mill Avenue and Baseline Road around 3 p.m.

The suspect reportedly fired shots at both officers, who were forced to retreat and return fire.

Both officers were taken to the hospital with non-life threatening injuries, according to police. In an evening update, police said one of the officers had been released from the hospital. The suspect was later reported to have been killed.



Laman Law Office
 PLLC
 Charley L. Laman, ESQ.



Judge Chases Down Escapees

Chehalis, Washington (October 16, 2018)

From www.abajournal.com

By Debra Cassens Weiss (Posted Oct. 24, 2018)



Lewis County judge R.W. Buzzard was recorded on courthouse video chasing two handcuffed inmates who ran from his court room, report the Associated Press, the Daily Chronicle and KOMO News.

Buzzard chased the men down the courthouse stairs and caught one of them before he was able to leave the building. The second man was caught a few blocks from the courthouse.

One of the inmates tripped before following the other into the stairwell. "Once I got to the stairwell I knew I was going to be able to catch the one that was just in front of me because I immediately started gaining on him," Buzzard said. "I was yelling at them all the way down the stairs to 'stop, you're making things worse.'"

There was a deputy in the courtroom, but he didn't give chase because he was watching two other inmates, Sheriff Rob Snaza told the Daily Chronicle. Both inmates were charged with second-degree escape.



MEMORANDUM ON *Ruffino v. Lokosky*, continued

In this case, the default judgment against Melayna Lokosky was set aside because the process server had the phone number, email and social media information of Melayna, and did not utilize them to locate Melayna for service of process. The Court held that "... under A.R.C.P. 4.1(l)(1) that service by publication was not the 'best means practicable' to provide notice of the lawsuit." (*Ruffino*, p.1)

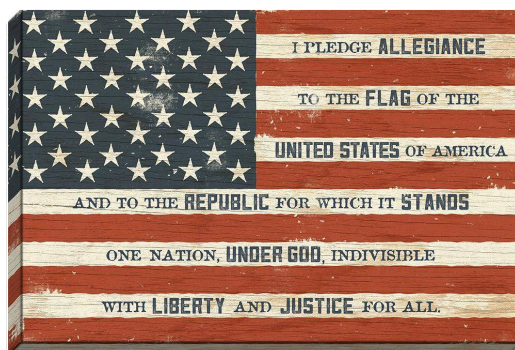
Basically, the process server did a skip trace and found three address for the defendant, then eliminated two of them as defendant's residence, and could not get service upon the defendant at the third address after several attempts. The process server did not use any other means to locate defendant; even though, the process server had defendant's phone number, email address and social media addresses.

The court noted that the process server should have attempted to contact the defendant via phone, email and social media. The process server did not complete his due diligence for service of publication.

The judgment was set aside, and now the case will have to be heard in court.

Lessons from this case: 1. Use all of the electronic tools at your disposal, phone, emails and social media to locate and serve the defendant; and 2. Service of publication may not be the best means of locating and serving defendants in this cyber age.

We may soon be posting on social media pages and notifying via email instead of publishing in newspapers



The El Segundo (CA) police reminds us to please make sure we stop at all stop signs (since they are watching them right now!).



MARICOPA COUNTY - PRIVATE PROCESS SERVER CERTIFICATION

TEST DATES AND LOCATIONS

The test will be given in the Clerk of the Court's Conference Room, located at: Customer Service Center – 601 West Jackson in Phoenix. Please check in at the reception desk. Parking is available at the 601 West Jackson Parking Structure.

- Test candidates **MUST** have pre-registered for the test.
- No one will be admitted without a reservation.
- Photo identification will be required.
- All testing will begin **PROMPTLY** at 9:30 a.m.
- No one will be admitted to the test room after the door has been closed.
- There will be no exceptions.

If you have any questions, please contact the Clerk of the Court, Process Server Coordinator at (602) 372-5375.

2019 Testing Dates:

- Jan. 10th**
- Feb. 7th**
- March 7th**
- April 11th**
- May 9th**
- June 13th**
- July 11th**
- Aug. 8th**
- Sep. 12th**
- Oct. 10th**
- Nov. 7th**
- Dec. 5th**



Judge orders detention of public defender for 'acting like I'm some kind of idiot'

BY DEBRA CASSENS WEISS (OCT. 30, 2018)



Judge David Borowski of Milwaukee County ordered the detention of Puck Tsai after the defense lawyer argued against modifying the signature bond for his client, according to the Milwaukee Journal Sentinel.

Tsai's client was accused of homicide by negligent operation of a motor vehicle in August. One of the conditions of his release is that he remain free of drugs and alcohol. "This is a homicide," Borowski said. "I'm not playing games in this case."

Tsai said the victim was at fault in the accident, and his client has defenses. Borowski countered that defenses don't affect a bail decision. "Let's all stop talking," the judge said.

The defendant returned to his seat, but Tsai remained standing. "Is there something you want to say," Borowski asked. "Or do you want to go into custody?"

Tsai then said his client is still innocent at this stage of the case. "No kidding. I get that. Sit down," Borowski said and ordered Tsai into detention.

"Rolling your eyes, throwing your hands in the air, acting like I'm some kind of idiot gets you locked up for contempt," Borowski said.

The defense lawyer was released a short time later after apologizing to the court.

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[https://www.score.org/
event/small-business-
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conference-fall-2018](https://www.score.org/event/small-business-success-virtual-conference-fall-2018)



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advance.

Please submit camera ready copy.

Business Card..... \$50.00

Size: 2.0 x 3.5

1/4 Page.....\$100.00

4.75 x 3.75

1/2 Page.....\$250.00

Size: 4.75 h x 7.5 w, or 9.5 h x 3.75 w

Full Page.....\$375.00

Advertorials/Banners.....\$25/col. in. 3
in. min.

Guest Article Submissions — The policy on
guest article submission is as follows:

1. Publication of the article will be at the sole
discretion of the Editor.
2. The article may be edited for content, length,
spelling, and appropriate language.
3. A business card size advertisement of the
Guest Writer may be placed in the edition in
which the guest article is published, or at the
discretion of the Editor, may be published in a
later edition.
4. No advertising charge shall be made in
conjunction with the publication of a guest
article.
5. Guest article submissions become the sole
property of APSA.

Tell Us What You Think...

We've received comments from
members and non-members alike,
thanking APSA for the Newsletter
and educational opportunities. We'd
like to thank our readers for sharing
and making this publication better.
Thank you, dear reader! From the
bottom of our
hearts.



All times are Eastern. (Subtract 3 hrs. for AZ.)
<https://www.score.org/event/small-business-success-virtual-conference-fall-2018>



SMALL BUSINESS SUCCESS VIRTUAL CONFERENCE

NOV. 8, 2018 | AGENDA

11:00 AM - 12:00 PM	KEYNOTE PRESENTATION: Practical Strategies for Starting a Successful Business By Julie Brander, SCORE Mentor	
12:00 PM - 12:30 PM	Visit the Mentoring Hall & Exhibit Hall: Visit the Mentoring Hall for free business advice from a SCORE mentor. Visit sponsor booths for free demonstrations, tools, resources and information.	
12:30 PM - 1:30 PM	Smart Credit Strategies for Small Business Owner By Nav	Make Your Website Work for You By Google
1:30 PM - 1:45 PM	Visit the Mentoring Hall & Exhibit Hall: Visit the Mentoring Hall for free business advice from a SCORE mentor. Visit sponsor booths for free demonstrations, tools, resources and information.	
1:45 PM - 2:45 PM	Hiring Hazards: How to Avoid the 7 Most Common Legal Landmines By ComplyRight	Every Contact Matters: The Value of your List By Constant Contact
2:45 PM - 3:00 PM	Networking Lounge: Connect with other small business owners to learn from each other.	
3:00 PM - 4:00 PM	Small Business Loan Applications: Why Are They Asking Me That? By OnDeck	How to Choose the Perfect Location to Attract More Customers By Kimco
4:00 PM - 4:15 PM	Visit the Mentoring Hall & Exhibit Hall: Visit the Mentoring Hall for free business advice from a SCORE mentor. Visit sponsor booths for free demonstrations, tools, resources and information.	
4:15 PM - 5:15 PM	The Top HR Issues Business Owners Face — and How to Solve Them By Paychex	Monetizing and Maximizing Your Business and Your Brand By Kevin McGee and Marc Parham, Small Business Experts
5:15 PM - 5:30 PM	Networking Lounge Happy Hour	

In between sessions, make sure you check out these rooms:

EXHIBIT HALL
 Chat with our sponsors and pick up free resources for your business.

MENTORING HALL
 Get answers to your business questions from one of our experienced mentors.

NETWORKING LOUNGE
 Make new connections with fellow aspiring entrepreneurs and business owners.

SCOREboard/PRIZE CENTER
 Learn more about the prizes you can win for participating.

THANKS TO OUR 2018 SMALL BUSINESS SUCCESS VIRTUAL CONFERENCE SPONSORS:



ARIZONA PROCESS SERVERS ASSOCIATION

P.O. Box 2233, Phoenix, AZ 85002

(602) 476-1737

www.arizonaprocessservers.org



Membership Application/Renewal for year: _____

Arizona Certified Process Server (Attach copy of your Arizona Process Server ID)

Associate/Out of state Process Server

Member ID Card Requested? Y N (Digital or passport photo required)

Please list your information exactly as you want it to appear in the directory:

NEW RENEWAL
Member since: _____

Annual Dues: \$50

NAME:		
FIRM:		
ADDRESS:		
CITY, STATE, ZIP:		
TELEPHONE(S):	OFFICE:	FAX:
EMAIL ADDRESS(ES)	PERSONAL:	BUSINESS:
WEBSITE ADDRESS:		
COUNTIES/AREAS SERVICED:		
LIST IN THE ROSTER UNDER CITY OF:		
ADDITIONAL CITIES TO BE LISTED (\$15 EACH)		

<u>Services you provide (YES or NO):</u>	<u>YES</u>	<u>NO</u>
Process Server (Arizona or other state):		
ACPS Certified?		
Legal Messenger Service		
Skip Tracing		
Record Searches		
Full Investigative Services		
<i>If an Arizona Private Investigator, complete the following:</i>		
License #:	Expiration:	

MEMBER I.D. CARDS:

The Member Identification Card is a member benefit issued by APSA and is not intended to replace your Process Server identification card as required by statute. Your APSA Member Identification Card should be displayed at all APSA functions. By applying for or renewing membership, the applicant understands and agrees that the Member Identification Card is not intended to be, nor shall be used in violation of any statute or regulation.

Annual Dues: \$50.00
Voluntary Legislative Fund Donation: \$ _____
Total Enclosed: \$ _____

I hereby apply for membership (or membership renewal) in the Arizona Process Servers Association. I agree to abide by its bylaws and maintain the highest ethical standards in carrying out the duties of my profession. I authorize the Arizona Process Servers Association to investigate the statements made on this application and my qualifications for membership. I have no felony convictions and my certification (if applicable) as an Arizona Process Server is current. Membership is not transferrable. I DECLARE UNDER PENALTY OF PERJURY THAT THE STATEMENTS MADE IN THIS APPLICATION ARE TRUE AND CORRECT.

Date: _____ Signature _____

Please make check payable to APSA mail it with this completed form to the APSA address, above.

Court Closures

New Year's Day (January 1st)
Martin Luther King, Jr. Day (3rd Monday in January)
Washington's Birthday (3rd Monday in February)
Memorial Day (Last Monday in May)
Independence Day (July 4th)
Labor Day (1st Monday in September)
Columbus Day (2nd Monday in October)
Veterans Day (November 11th)
Thanksgiving Day (4th Thursday in November)
Christmas Day (December 25th)

APSA Events Calendar

APSA Board Meeting:
Saturday December 1, 2018 – 3:30 p.m.
 Country Inn
 705 N. Freeway
 Tucson, AZ 85745
See website for details.

December CLE Event:
Saturday December 1, 2018 – 8:00 a.m. – 3:30 p.m.
Sunday December 2, 2018 – 9:00 a.m. – 1:00 p.m.
 Country Inn
 705 N. Freeway
 Tucson, AZ 85745

See **SCORE's** website at greaterphoenix.score.org



PRIVATE PROCESS SERVER TESTING BY COUNTY

County	Telephone	Testing dates/times/detail
Apache	928-337-7551	By appointment
Coconino	928-679-7600	By appointment at 928-679-7646
Cochise	520-432-8581	Call for details
Gila	928-402-8559	By appointment only
Graham	928-428-3100	Call for details
Greenlee	928-865-4242	Call for appointment
La Paz	928-669-6131	Call for details
Maricopa	602-372-5375	See county clerk's website for testing dates
Mohave	928-753-0713x416	Call for details
Navajo	928-524-4177	Call for details
Pima	520-724-3282	Call for details—Check in at 8:30 a.m.
Pinal	520-866-5307	By appointment
Santa Cruz	520-375-7700	Call for details
Yavapai	928-777-3030	Tuesdays and Thursdays at 8:30 a.m. and 3:00 p.m. by appointment
Yuma	928-817-4241	Scheduled as needed

All Process Server testing starts promptly. Late admission is not allowed. All testing requires pre-registration through the court clerk's office. Please make arrangements well in advance of the test date.

Advertising Submission Policy:

1. The APSA Newsletter is published in March, June, September and December of each year.
2. All advertising must be paid for in advance. Payment should be made to the Arizona Process Servers Association. A 15% discount is available for advertisers who pay for a full year in advance.
3. Advertising rates are quoted for full-color camera-ready copy in electronic submission in an approved format.
4. Advertiser is responsible for preparing & submitting ad copy. Copy must be submitted no later than the last day of the month preceding publication
5. Acceptance, placement and publication of advertising is subject to the sole approval and discretion of the Editor.
6. Inappropriate advertising content will not be accepted. Editor reserves the right to decline any advertisement.
7. In the event that an item of advertising is rejected, a refund shall be made to the advertiser.
8. Advertisement size quoted is approximate. Actual size may vary depending on page availability.
9. Advertorials may be written by APSANews.com staff or outside writer at cost to advertiser. Publication of advertorials is charged by the column inch.
10. Advertorials must be clearly marked in the header, "Advertisement". All advertisements may be bordered to distinguish their content.



The Last Word...

TidBits & TidBits

Collected from various named and unnamed sources..

APSA Newsletter Quarterly Publishing Schedule

1st Quarter: Jan. 1-March 31
2nd Quarter: April 1-June 30
3rd Quarter: July 1-Sept. 30
4th Quarter: Oct. 1-Dec. 31



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Country Inn
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Tucson, AZ 85745



**VALUE AND APPRECIATE THE
PEOPLE WHO SACRIFICE THEIR
“SOMETHING” FOR YOU.
BECAUSE MAYBE THAT
“SOMETHING” WAS THEIR
EVERYTHING.**

JOSHUA MILLER.

Vet: "That
your dog?"
Farmer:
"Yep."
Vet:



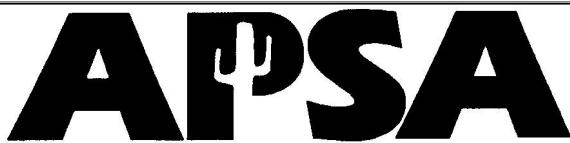
"Mind if I speak to him?"
Farmer: "Dog don't talk".
Vet: "Hey dog, how's it
going?" Dog: "Doin' ok."
Farmer: (Look of shock!)
Vet: "Is this man your
owner?" (Pointing at the
farmer) Dog: "Yep."

Vet: "How's he treating you?" Dog: "Real
good. He walks me twice a day, feeds me
great food & takes me to the lake once a
week to play." Farmer: (Look of total disbe-
lief) Vet: "Mind if I talk to your horse?"
Farmer: "Horse don't talk but." Vet: "Hey
horse, how's it going?" Horse: "Cool."
Farmer: (Extreme look of shock!) Vet: "Is
this your owner?" (Pointing to the man)
Horse: "Yep." Vet: "How's he treating you?"
Horse: "Pretty good, thanks for asking, he
rides me, brushes me down often & keeps
me in a lean-to to protect me from the
weather." Farmer: (Look of total amaze-
ment) Vet: "Mind if I talk to your sheep?".
Farmer: "That sheep's a liar pal!"

So my neighbor called the cops
last night because I was smoking
in my backyard. The cops got
here and asked where the weed
was, and I said I smoked it all.
They said where'd you buy it, I
said from the neighbor. Now
they're at his house...(From a
Facebook post)

I actually apologized to the wife of
a defendant I was serving for
messing up her day when I gave
the papers to her. She and her
husband expected a summons
from the ex-wife, but the shock of
actually being served upset her.
Sometimes it's not that difficult to
empathize with people, especially
when they're on the
receiving end of bad
news and I'm the bearer.

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Serving Arizona Process Servers Since 1973

www.arizonaprocessservers.org

Opinions expressed in the APSA Newsletter are not necessarily those of the Board, individual Board members or officers, nor each member. The APSA Newsletter is published to promote a source of news and information for APSA members, affiliates and interested persons and organizations. Contact APSA for further information about membership and advertising. Editorial opinions are that of the editor, and do not represent the official opinion of APSA.

You are wanted!



- Join a committee– Be an active member!
- APSA is here to work for all of us, to be our voice and to better our livelihoods.
- APSA is the only recognized NAPPS affiliate organization in Arizona
- APSA members work together to make improvements to our profession.
- Use your knowledge and experience to help others. Get involved!.