

Commonwealth of Massachusetts
The Trial Court
Probate and Family Court Department

Division Essex

Docket No.
PL 11D0000DR

Jane Doe
Plaintiff/Petitioner

V.

John Doe
Defendant/Respondent

**MOTION FOR
ALTERNATE SERVICE BY
PUBLICATION AND MAILING**

Now comes Jane Doe
(name of moving party)

Plaintiff Defendant Petitioner Respondent.

in this action who moves this Honorable Court to allow alternate service by publication and mailing to last known address: 24 Old Lane, Old Town, MA 02123

Name and address of newspaper for area where defendant last lived:
Lynn Daily Evening Item
38 Exchange Street
Lynn, MA 01901

If you are filling out this motion yourself, sign on this line and cross out "attorney or"

Date December 20, 2019

Jane Doe
(Signature of ~~attorney or~~ plaintiff, if pro se)

NOTICE OF HEARING
This motion will be heard at the Probate and Family Court
In _____ (city)
On _____ (month/day/y)
At _____ (time of hearing)

This section is blank because you do not need a hearing for this kind of motion

Jane Doe, Pro Se
(Print name)
123 Ocean Street
(Street address)
Lynn MA 01902
(City/Town) (State) (Zip)
Tel. No. (781) 599-1234
B.B.O. _____

The within motion is hereby ALLOWED DENIED

Date _____ JUSTICE OF THE PROBATE AND FAMILY COURT

Commonwealth of Massachusetts
The Trial Court
Probate and Family Court Department

Docket No.

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PL 11D0000DR

**MOTION FOR
ALTERNATE SERVICE BY
PUBLICATION AND MAILING**

Dated: December 20, 2019

CERTIFICATE OF SERVICE

I hereby certify that I have delivered a copy of this motion

This section is blank because you would not be filing a motion for alternate service by publication and mailing if you could serve the defendant any other way.

(name of party or attorney)

(Street address) (City/Town) (State) (Zip)

By delivery in hand _____ at _____ AM PM
(date of delivery) (time)

mailing (postage paid on) _____
(date of mailing)

(signature)

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**AFFIDAVIT IN SUPPORT OF
MOTION FOR ALTERNATE
SERVICE**

Put in the last address you had

if defendant lives outside of Massachusetts put in,
"outside the Commonwealth of Massachusetts"

In support of my motion for alternate service, plaintiff states:

_____ if you do not know where defendant lives put, "of parts unknown"

This sample affidavit has a lot of things you might do to find the defendant's address. You do not need to do all these things. You just have to show the court you did the best you could to find the defendant.

Signed under the pains and penalties of perjury.

Date _____

Jane Doe

(Signature of attorney or plaintiff, if pro se)

If you are filling in this Affidavit yourself, cross out the words "attorney or."

SAMPLE ONLY -



**Status Report
Pursuant to Servicemembers Civil Relief Act**

SSN:

Birth Date: Mar-XX-1964

Last Name: DOE

First Name: JOHN

Middle Name:

Status As Of: Dec-19-2019

Certificate ID: KM2YFQCHGSWP5RS

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

Upon searching the data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the status of the individual on the active duty status date as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard). This status includes information on a Servicemember or his/her unit receiving notification of future orders to report for Active Duty. HOWEVER, WITHOUT A SOCIAL SECURITY NUMBER, THE DEPARTMENT OF DEFENSE MANPOWER DATA CENTER CANNOT AUTHORITATIVELY ASSERT THAT THIS IS THE SAME INDIVIDUAL THAT YOUR QUERY REFERS TO. NAME AND DATE OF BIRTH ALONE DO NOT UNIQUELY IDENTIFY AN INDIVIDUAL.

Michael V. Sorrento, Director
 Department of Defense - Manpower Data Center
 400 Gigling Rd.
 Seaside, CA 93955

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense (DoD) that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The DoD strongly supports the enforcement of the Servicemembers Civil Relief Act (50 USC App. ? 501 et seq, as amended) (SCRA) (formerly known as the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced only a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual was on active duty for the active duty status date, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's status by contacting that person's Service. Service contact information can be found on the SCRA website's FAQ page (Q33) via this URL: <https://scra.dmdc.osd.mil/faq.xhtml#Q33>. If you have evidence the person was on active duty for the active duty status date and you fail to obtain this additional Service verification, punitive provisions of the SCRA may be invoked against you. See 50 USC App. ? 521(c).

This response reflects the following information: (1) The individual's Active Duty status on the Active Duty Status Date (2) Whether the individual left Active Duty status within 367 days preceding the Active Duty Status Date (3) Whether the individual or his/her unit received early notification to report for active duty on the Active Duty Status Date.

More information on "Active Duty Status"

Active duty status as reported in this certificate is defined in accordance with 10 USC ? 101(d) (1). Prior to 2010 only some of the active duty periods less than 30 consecutive days in length were available. In the case of a member of the National Guard, this includes service under a call to active service authorized by the President or the Secretary of Defense under 32 USC ? 502(f) for purposes of responding to a national emergency declared by the President and supported by Federal funds. All Active Guard Reserve (AGR) members must be assigned against an authorized mobilization position in the unit they support. This includes Navy Training and Administration of the Reserves (TARs), Marine Corps Active Reserve (ARs) and Coast Guard Reserve Program Administrator (RPAs). Active Duty status also applies to a Uniformed Service member who is an active duty commissioned officer of the U.S. Public Health Service or the National Oceanic and Atmospheric Administration (NOAA Commissioned Corps).

Coverage Under the SCRA is Broader in Some Cases

Coverage under the SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this certificate. SCRA protections are for Title 10 and Title 14 active duty records for all the Uniformed Services periods. Title 32 periods of Active Duty are not covered by SCRA, as defined in accordance with 10 USC ? 101(d)(1).

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this website certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of the SCRA extend beyond the last dates of active duty.

Those who could rely on this certificate are urged to seek qualified legal counsel to ensure that all rights guaranteed to Service members under the SCRA are protected

WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.