

CASE CAPTION

EX PARTE ORDER PERMITTING SERVICE OF PROCESS BY FACEBOOK
AND/OR EMAIL

PRESENT: HONORABLE _____, CIRCUIT JUDGE

The Court, having reviewed Plaintiff’s Verified Motion, Brief, and Affidavit in Support of the Verified Motion filed on _____, grants Plaintiff’s Verified Motion for Alternative Service of Process Pursuant to MCR 2.105(1). Plaintiff’s Verified Motion and supporting documents provide this Court with sufficient facts such that the Court determines that the requested alternative service by e-mail and the social-media platform, Facebook, is reasonably calculated to inform Defendant “of the action by the best means available under the circumstances.” MCR 2.105(J)(1); see also *Lawrence M Clarke, Inc v Richco Const, Inc*, 389 Mich 265, 274—75; 803 NW2d 151 (2011); *Mullane v Central Hanover Bank & Trust Co*, 339 US 306, 314; 70 S Ct 652; 94 L Ed 865 (1950).

Plaintiff has demonstrated that traditional means of effectuating service of process are unavailable as the Defendant’s last-known address does not receive mail and Defendant resides in Thailand, which is not a signatory to the Hague Service Convention. And Plaintiff has demonstrated that communication has occurred with Defendant through e-mail and Facebook.

IT IS HEREBY ORDERED that Plaintiff’s attorney shall serve Defendant with the divorce Summons, Complaint, and collateral documents in PDF format using a private message through Facebook, otherwise conforming to the Michigan Court Rules.

This transmittal shall be repeated by Plaintiff’s attorney once a week for three consecutive weeks or until acknowledged by Defendant.

IT IS FURTHER ORDERED that Plaintiff’s attorney shall also serve Defendant with the divorce Summons, Complaint, and collateral documents in PDF format by using both e-mail addresses in Plaintiff’s Verified Motion.

IT IS FURTHER ORDERED that Plaintiff’s attorney shall provide Proof of

Service in the form of a notarized affidavit that the above actions have been accomplished and attach to that Proof of Service screenshots of those activities.

IT IS SO ORDERED.

DATE: _____

HON. _____

CIRCUIT COURT JUDGE