

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2021-093231

09/02/2021

HONORABLE RODRICK COFFEY

CLERK OF THE COURT
K. Tiero
Deputy

SUMMERFIELD UNIT 5 HOMEOWNERS
ASSOCIATION

ASHLEY N MOSCARELLO

v.

DENISE SCHUBEL, et al.

DENISE SCHUBEL
1224 N 84TH PL
SCOTTSDALE AZ 85257

CITY OF SCOTTSDALE
3939 N DRINKWATER BLVD
SCOTTSDALE AZ 85251
JUDGE COFFEY

MINUTE ENTRY

Plaintiff has requested service by alternative means pursuant to Rule 4.1 of the Arizona Rules of Civil Procedure. Rule 4.1 (k) provides as follows:

Alternative Means of Service.

(1) *Generally.*

If a party shows that the means of service provided in Rule 4.1(c) through Rule 4.1(j) are impracticable, the court may--on motion and without notice to the person to be served--order that service may be accomplished in another manner.

(2) *Notice and Mailing.* If the court allows an alternative means of service, the serving party must make a reasonable effort to provide the person being served with actual notice

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of the action's commencement. In any event, the serving party must mail the summons, the pleading being served, and any court order authorizing an alternative means of service to the last-known business or residential address of the person being served.

(3) *Service by Publication.* A party may serve by publication only if the requirements of Rule 4.1(l), 4.1(m), 4.2(f), or 4.2(g) are met and the procedures provided in those rules are followed.

Whether traditional service is “impractical,” defined as “extremely difficult or inconvenient” is a fact specific inquiry. *See Blair v. Burgener*, 226 Ariz. 213, 245 P.3d 898 (App. 2010). Plaintiff has demonstrated that service is impractical in this case. Accordingly,

IT IS ORDERED authorizing Plaintiff to serve Defendant at Defendant’s last know place of abode by posting this Order as well as the Summons and Complaint and any other related papers on the front door of Defendant’s last known residence address or on the front gate of Defendant’s property if unable to gain access to the front door.

IT IS FURTHER ORDERED that Plaintiff shall also mail this Order as well as the Summons and Complaint and any other related papers to Defendant by regular first class mail as provided in Rule 4.1 (k) of the Arizona Rules of Civil Procedure.

IT IS FURTHER ORDERED that Plaintiff shall also e-mail this Order as well as the Summons and Complaint and any other related papers to Defendant at any e-mail address believed by Plaintiff to be associated with Defendant.