

1 [Firm Name]
[Firm Address]
2 [Firm Phone Number]
[Firm Fax]
3 [Firm Email]
[Attorney Name and Bar Number]
4 Attorney for Plaintiff(s)

5 [State Trial Court System], [Location] County

6 **[Plaintiff Name(s)],**
7 Plaintiff(s),
8 v.
9 **[Defendant(s)],**
10 Defendant(s).

Case No.
**AFFIDAVIT OF PROPRIETY FOR,
AND SERVICE BY, PUBLICATION**
Assigned to the Hon. [Judge]

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12 [Affiant], being duly sworn, upon oath, deposes and says as follows:
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- 14 1. I am the attorney for the plaintiff in this action, and submit this Affidavit to
15 demonstrate the circumstances warranting the utilization of service by publication
16 under [local civil rule], and to establish the completion of such service.
17 2. Defendant [Defendant] is an individual who is known to reside within the State of
18 [State] at the following address: [Defendant’s last known address].
19 3. As is evidenced by the Affidavit of Service of Process by Private Person attached
20 hereto, however, repeated and diligent attempts to secure service of process upon
21 defendant [Defendant] at that address have been unsuccessful. [Detailed
22 description of efforts made to locate and serve defendant].
23 4. Based on these repeated, diligent but unsuccessful efforts, it appears defendant is
24 attempting to avoid service of process.
25 5. In accordance with the provisions of [local civil rule], on [date of service], I caused
26 a Summons and a true copy of the Complaint in this action to be deposited in the
27 United States mails, first class postage prepaid, properly addressed to the defendant
28 [Defendant] at the address specified above.

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6. Thereafter, I caused the Summons and a statement as to the manner in which a copy of the Complaint could be obtained by defendant [Defendant] to be published in [name of publication], a newspaper regularly published in this County, at least once a week for [number of weeks mandatory under local civil rule] successive weeks.
7. A true copy of the Summons, and of the statement as to the manner in which a copy of the Complaint could be obtained, as printed and published, is attached to this Affidavit.

Dated this [Day] of [Month], [Year].

By _____
[Name of Plaintiff's Attorney]
[Firm Name]
[Firm Address]
Attorney for Plaintiff