

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

PATRICK C. DESMOND AND MARY)
C. DESMOND, INDIVIDUALLY, AND)
MARY C. DESMOND, AS)
ADMINISTRATRIX OF THE ESTATE)
OF PATRICK W. DESMOND,)

Plaintiffs,)

v.)

NARCONON OF GEORGIA, INC.)
DELGADO DEVELOPMENT, INC.,)
SOVEREIGN PLACE, LLC, SOVEREIGN)
PLACE APARTMENT MANAGEMENT,)
INC., LISA CAROLINA ROBBINS, M.D.)
THE ROBBINS GROUP, INC., and)
NARCONON INTERNATIONAL,)

Defendants.)

Civil Action No. 10CA 28641-2


**MOTION FOR APPOINTMENT OF J. BASHAM OF DIAL SERVICES TO SERVE
PROCESS**

Plaintiff files this Motion pursuant to O.C.G.A. § 9-11-4 and moves the Court for an Order authorizing a representative of Dial Services, J. Basham, as a citizen of the United States, to serve a copy of the Complaint and Summons in this case on all Defendants, to perfect service within the time permitted by statute. Affidavits of counsel of record and J. Basham are attached hereto.

This 16th day of May, 2010.

Respectfully submitted,

HARRIS PENN & LOWRY LLP


JEFFREY R. HARRIS

Georgia Bar No. 330315

DARREN W. PENN

Georgia Bar No. 571322

STEPHEN G. LOWRY

Georgia Bar No. 460289

JED D. MANTON

Georgia Bar No. 868587

Attorneys for Plaintiff

The Biltmore, Suite 1105
817 W. Peachtree Street
Atlanta, GA 30308
(404) 961-7650

STATE COURT OF
DEKALB COUNTY, GA

2010 MAY 19 PM 1:01

FILED

2



IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

PATRICK C. DESMOND AND MARY)
C. DESMOND, INDIVIDUALLY, AND)
MARY C. DESMOND, AS)
ADMINISTRATRIX OF THE ESTATE)
OF PATRICK W. DESMOND,)

Plaintiffs,)

v.)

NARCONON OF GEORGIA, INC.)
DELGADO DEVELOPMENT, INC.,)
SOVEREIGN PLACE, LLC, SOVEREIGN)
PLACE APARTMENT MANAGEMENT,)
INC., LISA CAROLINA ROBBINS, M.D.)
THE ROBBINS GROUP, INC., and)
NARCONON INTERNATIONAL,)

Defendants.)

Civil Action No. _____

STATE OF GEORGIA
COUNTY OF FULTON

AFFIDAVIT OF JED D. MANTON

Personally appeared before me, the undersigned officer, duly authorized to administer oaths, came Jed D. Manton, who, after first being duly sworn, states as follows:

1.

I, Jed D. Manton, being over 18 years of age, am duly licensed to practice law in the state of Georgia.

2.

I am attorney of record in the above action.

3.

A Summons and Complaint was filed with the Clerk of the State Court of DeKalb County.

4.

To ensure that due diligence is exercised in attempting to effectuate proper service of the Summons and Complaint upon all Defendants, Plaintiff wishes to retain a representative of Dial Services, J. Basham, an individual over the age of 18 years, to serve process upon Defendants. J. Basham is a U.S. Citizen, and is not a party to the suit, nor a relative of a party, nor the attorney of any of the parties. J. Basham has no financial interest in the litigation, and is wholly disinterested in the litigation.

5.

The present civil action was filed contemporaneously herewith.

6.

I believe that J. Basham, a representative of Dial Services, will be able to effectuate service upon Defendants, in a timely manner, as prescribed by Georgia law.

This 18th day of May, 2010.

Sworn to and subscribed before me

this 18th day of May, 2010.

Notary Public

My commission expires

2/7/11

Jed B. Manton
Jed B. Manton

STATE COURT OF
DEKALB COUNTY, GA

2010 MAY 19 PM 1:07

FILED

[Handwritten signature]

JAMIE DAVIS
NOTARY PUBLIC
FULTON COUNTY
STATE OF GEORGIA
My Commission Expires Feb. 7, 2011

RECEIVED
2010 MAY 19 PM 1:09
STATE COURT OF
DEKALB COUNTY, GA

**IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA**

PATRICK C. DESMOND AND MARY)
 C. DESMOND, INDIVIDUALLY, AND)
 MARY C. DESMOND, AS)
 ADMINISTRATRIX OF THE ESTATE)
 OF PATRICK W. DESMOND,)

Civil Action No. _____

Plaintiffs,

v.

NARCONON OF GEORGIA, INC.)
 DELGADO DEVELOPMENT, INC.,)
 SOVEREIGN PLACE, LLC, SOVEREIGN)
 PLACE APARTMENT MANAGEMENT,)
 INC., LISA CAROLINA ROBBINS, M.D.)
 THE ROBBINS GROUP, INC., and)
 NARCONON INTERNATIONAL,)

Defendants.

AFFIDAVIT OF PROCESS SERVER

Appeared before the undersigned officer, authorized by law to administer oaths, J. Basham, who being duly sworn, deposes and states as follows:

1.

My name is J. Basham I am a citizen of the United States and a resident of Georgia. I am an agent of Dial Services, Inc., am over the age of 21, and suffer from no legal or mental disabilities. I am not a party to the suit, nor a relative of any party. I am not the attorney of any of the parties. I do not have any financial interest in the outcome of the above captioned case, and am wholly disinterested in the litigation. Neither I or any agents of Dial Services, Inc., have been convicted of any Felony Crimes or Crimes of Moral Turpitude.

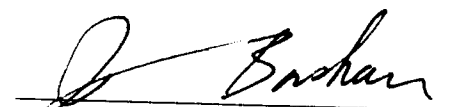
2.

I am employed by DIAL SERVICES. INC., an investigative and legal support service, and in that capacity have experience personally serving civil summons and complaints, and other legal process. This experience requires me to have an understanding of the Georgia law governing service of process by private process servers such as myself and conduct such activities accordingly. In addition, I have experience serving such process on Georgia residents in actions pending in other counties, in accordance with court orders and/or instructions given by counsel who have retained me for that purpose.

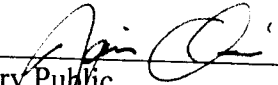
3.

I have been retained by counsel for Plaintiff in the above captioned case, and have agreed to serve the Summons, Complaint and all other pleadings in this action upon, upon the Defendants, upon appointment for that purpose by Order of the State Court of DeKalb County, Georgia.

This 19th day of May, 2010.


J. Basham

Sworn to and subscribed to
this 19th day of May, 2010.


Notary Public
My Commission Expires: 2/7/11

JAMIE DAVIS
NOTARY PUBLIC
FULTON COUNTY
STATE OF GEORGIA
My Commission Expires Feb 7, 2011

STATE COURT OF
DEKALB COUNTY, GA

2010 MAY 19 PM 1:07

FILED

