

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH**

IN THE MATTER OF THE GUARDIANSHIP OF:

(name of child)

(name of child)

MINOR(S),

Case No. _____

**MOTION FOR ORDER TO ALLOW
AN ALTERNATIVE FORM OF SERVICE**

Motion

I, _____, request that the court issue an Order allowing service by publication, mailing or posting based on unsuccessful attempts to locate and serve _____ (name of party or parties who cannot be located for service). If the court orders service by publication, I request that I be allowed to publish notice in _____, a newspaper of general circulation in _____ County.

Points and Authorities

ORCP 7D(6)(a) allows the court to order service by any method or combination of methods which under the circumstances is most reasonably calculated to apprise the party of the existence and pendency of the action, upon a showing that service cannot be made by any method otherwise specified by law.

Dated: _____, 20_____.

(signature)

Submitted by:

Petitioner(s) Signature

Printed Name(s)

Contact Address

City, State, Zip

Contact Telephone

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH**

IN THE MATTER OF THE GUARDIANSHIP OF:

Case No. _____

(name of child)

(name of child)

MINOR(S),

**DECLARATION IN SUPPORT OF
MOTION FOR ALTERNATIVE
FORM OF SERVICE**

I, _____, state as follows:

1. I am the petitioner in this case.
2. I have had no contact with _____ (name of party or parties who cannot be located for service) since (date) _____. His/Her last known address is:

and I am not presently aware of his/her whereabouts, mailing address or how to get in contact with him/her.

3. The last time I had contact personally, on the phone, or by some other means, was:

4. I attempted to have _____ (name of party or parties who cannot be located for service) personally served at his or her dwelling house or usual place of abode located at:

Service at this address has not been successful because _____

5. I attempted to complete substitute service on _____ (name of party or parties who cannot be located for service) but was unsuccessful because: _____

5. Check one:

I attempted to complete office service on _____ (name of party or parties who cannot be located for service) but was unsuccessful because: _____

_____ (name of party or parties who cannot be located for service) does not have an office for the conduct of business.

6. I attempted to mail the documents to _____ (name of party or parties who cannot be located for service) at the following address(es): _____

by first class mail certified registered mail, return receipt requested, or express mail, but was not able to get a receipt signed by Respondent because: _____

7. I have have not found a post office address for _____ (name of party or parties who cannot be located for service). I have made the following efforts to locate a post office address: _____

8. In addition to the methods described above, I have tried to locate _____ (name of party or parties who cannot be located for service) using the following methods: *(Describe methods, list dates they were used, and explain why efforts to locate through utility company records, driving records, postal records, family members, friends and any other reasonable means has not been successful. Attach additional pages if necessary.)*: _____

9. Check one: I know of a specific location outside of Multnomah County where publication might reasonably result in actual notice to the other party. *(List county and state)*: _____

I do not know of a specific location where publication might result in actual notice to _____ (name of party or parties who cannot be located for service).

10. I am without funds to pay for publication by newspaper. A copy of the order deferring or waiving my filing fee is attached.

I HEREBY DECLARE THAT THE ABOVE STATEMENT IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND IT IS MADE FOR USE AS EVIDENCE IN COURT AND IS SUBJECT TO PENALTY FOR PERJURY.

Date: _____

(signature)

Petitioner's Printed Name

Address

Contact Telephone

Email Address

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH**

IN THE MATTER OF THE GUARDIANSHIP OF:

Case No. _____

(name of child)

(name of child)

MINOR(S),

**ORDER TO ALLOW
AN ALTERNATIVE FORM OF SERVICE**

Based upon the motion and affidavit of the petitioner on file herein, the request for the use of an alternative service method is hereby:

allowed

denied.

IT IS HEREBY ORDERED that service shall be made upon _____
(name of party or parties who cannot be located for service) as follows:

By publication. The "Notice of Petition to Appoint Guardian for a Minor and Time for Filing Objection to Guardianship" and objection form shall be published once a week for four consecutive weeks in _____, which is hereby found to be a newspaper of general circulation in _____ County, _____ (state).

By mailing. The "Notice of Petition to Appoint Guardian for a Minor and Time for Filing Objection to Guardianship;" Motion, Affidavit, and Order Re: Alternative Service; objection form; and petition shall be mailed to respondent at the following address: _____
_____ by first class mail and by certified or registered mail, return receipt requested or express mail. _____ (name of party or parties who cannot be located for service) shall have _____ days to respond from the following date: the signing of the receipt of mailing (if applicable), three days after the mailing if mailed to an Oregon address, or seven days after the mailing if mailed to an out of state address, whichever comes first.

By posting. The “Notice of Petition to Appoint Guardian for a Minor and Time for Filing Objection to Guardianship;” Motion, Affidavit, and Order Re: Alternative Service; objection form; and copy of petition shall be posted at the following location(s): Multnomah County Courthouse, 1200 SW First Avenue, Portland, OR 97204 (1st floor bulletin board near Civil Process Office) for a period of 30 days by a person who is not a party to, nor an attorney in, the proceedings, and who meets the other qualifications set forth in ORCP 7F(2)(a)(i). _____ (name of party or parties who have been unable to be located for personal service) shall have 30 days to respond from the date of first posting.

DATED: _____, 20____.

Circuit Court Judge

Submitted by:

Petitioner(s) Signature Printed Name(s)

Contact Address City, State, Zip Contact Telephone

Email Address

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH**

IN THE MATTER OF THE GUARDIANSHIP OF:

Case No. _____

(name of child)

**PROOF OF SERVICE BY
POSTING**

(name of child)

MINOR(S),

I, _____, being first duly sworn, say:

I am a resident of the County of _____, State of

_____. I am a competent person 18 years of age or older.

I am not a party to or attorney in this proceeding. I personally posted the: NOTICE OF PETITION TO APPOINT GUARDIAN; MOTION, AFFIDAVIT, AND ORDER RE: ALTERNATIVE SERVICE; and COPY OF PETITION TO APPOINT GUARDIAN at (location):

MULTNOMAH COUNTY COURTHOUSE, 1200 SW FIRST AVENUE, PORTLAND, OR 97204
(1ST FLOOR BULLETIN BOARD NEAR CIVIL PROCESS OFFICE)

for a period of thirty (30) days, beginning _____ and ending _____.

I HEREBY DECLARE THAT THE ABOVE STATEMENT IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND IT IS MADE FOR USE AS EVIDENCE IN COURT AND IS SUBJECT TO PENALTY FOR PERJURY.

Date: _____

(signature)

Printed Name

Submitted by:

Signature

Printed Name

Contact Address

City, State, Zip

Contact Telephone