

13 MISC 0438

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DOC # 1

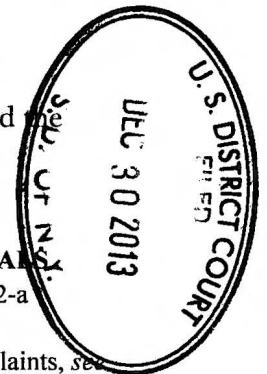
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IN RE: :
EXTENDING TIME TO ANSWER AFTER :
UNITED STATES MARSHALS SERVICE :
EFFECTS SERVICE ON A DEFENDANT :
BY MAIL UNDER N.Y. C.P.L.R. § 312-a :
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STANDING
ORDER

M10-468

On December 18, 2013, the Board of Judges of the Southern District of New York approved the following Standing Order:

STANDING ORDER EXTENDING TIME TO ANSWER AFTER UNITED STATES MARSHALS SERVICE EFFECTS SERVICE ON A DEFENDANT BY MAIL UNDER N.Y. C.P.L.R. § 312-a



To assist the Court and the United States Marshals Service in the service of summonses and complaints, see Fed. R. Civ. P. 4(c)(3); 28 U.S.C. § 1915(d), and to make every effort to effectuate service under Federal Rule of Civil Procedure 4(e)(1) and New York Civil Practice Law and Rules § 312-a in a timely and efficient fashion,

IT IS HEREBY ORDERED that any defendant who returns a completed, dated, and signed Acknowledgment of Receipt of Service by Mail (“Acknowledgment Form”) within thirty days of receiving the form from the Marshals Service will have *sixty* days from the date the defendant or defendant’s agent mails or delivers the completed Acknowledgment Form to the Marshals Service to file and serve an answer or motion in response to the complaint.

If a defendant does not complete and return the Acknowledgment Form to the Marshals Service within 30 days, the defendant may be required to pay expenses incurred by serving the summons and complaint in any other manner permitted by law.

This order takes effect on January 1, 2014.

SO ORDERED.

Loretta A. Preska
Chief Judge

Dated: December 30, 2013

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
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