

Laura Owens

[REDACTED]

[REDACTED]

Pro Se

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

In Re the Matter of:

LAURA OWENS

Plaintiff,

Case No. CV2021-052893

vs.

GREGORY GILLESPIE,

Defendant,

**MOTION TO MODIFY DATE OF
SERVICE**

_____ /

COME NOW Plaintiff, LAURA OWENS, and files this, Motion to Modify Date of Service, and in support thereof states as follows:

Plaintiff would also like to bring to this Court's attention the fact that Defendant and Defendant's counsel have altered the date of service, misleading the court into recording an incorrect date of service.

The Defendant was made aware of impending service, emailed the case number, Summons, Civil Complaint, Certificate of Compulsory Arbitration, and Civil Cover Sheet, in an email that he read ten times on September 12 and a total of 134 times as of October 7, 2021 (EXHIBIT 1). Nevertheless, the Plaintiff had to file a Motion for Alternative Service on September 21, 2021, after three attempts by the process server, who believed that the Defendant was evading service.

The Defendant's counsel emailed the Plaintiff on September 23, 2021, to notify her that they were accepting service on his behalf. In good faith, the Plaintiff accepted that the Defendant was taking every appropriate step to file this correctly. The Defendant filed an acceptance of service with notarization by Sara Seeburg, a paralegal who worked at the Defendant's counsel's law firm, reflecting a date of September 23, 2021 (EXHIBIT 2). Thereafter, Defendant's counsel filed a second notarized acceptance of service with a date of September 27, 2021 (EXHIBIT 3), with notarization by the same paralegal, Sara Seeburg. Had the Plaintiff been aware that the Defendant's paralegal would make such an error, the Plaintiff would not have accepted their Acceptance of Service. On the advice of the Secretary of State's Office, the Plaintiff sent Ms. Seeburg an urgent email on October 11, 2021, asking for her notary journal request, an explanation, and for the Defendant's counsel's office to rectify the error with the Court, but has not received a response as of October 13, 2021. This error clearly gave the Defendant additional time to file a Response to the Complaint and altered whether or not the case would have entered Default Judgment.

WHEREFORE, Plaintiff respectfully requests that this Court grants Plaintiff's Motion to Modify Date of Service.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via the electronic portal system to all parties on this 13th day of October, 2021.

By: *Laura Owens*
Laura Owens

Email: _____

 mailtrack
2021 © The Mail Track Company, S.L.
C/ Córcega 301, At. 2.
08008 Barcelona - España

Official case documents

> Sent: 12 August 2021 at 15:54h.

👤 Recipients: [REDACTED]

Your email was opened 134 times.

- 🕒 Opened on 30 September 2021 by [REDACTED] at 23:14
- 🕒 Opened on 29 August 2021 by [REDACTED] at 15:27
- 🕒 Opened on 27 August 2021 by [REDACTED] at 16:50
- 🕒 Opened on 26 August 2021 by [REDACTED] at 18:51
- 🕒 Opened on 26 August 2021 by [REDACTED] at 18:48
- 🕒 Opened on 26 August 2021 by [REDACTED] at 11:13
- 🕒 Opened on 25 August 2021 by [REDACTED] at 22:31
- 🕒 Opened on 25 August 2021 by [REDACTED] at 12:27
- 🕒 Opened on 23 August 2021 by [REDACTED] at 15:58
- 🕒 Opened on 23 August 2021 by [REDACTED] at 15:44
- 🕒 Opened on 23 August 2021 by [REDACTED] at 15:24
- 🕒 Opened on 23 August 2021 by [REDACTED] at 14:51
- 🕒 Opened on 23 August 2021 by [REDACTED] at 14:11
- 🕒 Opened on 23 August 2021 by [REDACTED] at 14:01
- 🕒 Opened on 23 August 2021 by [REDACTED] at 13:58
- 🕒 Opened on 23 August 2021 by [REDACTED] at 13:58
- 🕒 Opened on 23 August 2021 by [REDACTED] at 13:57

Email Activity Report - Mailtrack
Generated on Thursday, 07 October 2021 at 16:43

- ④ Opened on 23 August 2021 by [REDACTED] at 13:57
- ④ Opened on 23 August 2021 by [REDACTED] at 13:20
- ④ Opened on 23 August 2021 by [REDACTED] at 13:01
- ④ Opened on 23 August 2021 by [REDACTED] at 12:58
- ④ Opened on 23 August 2021 by [REDACTED] at 12:54
- ④ Opened on 23 August 2021 by [REDACTED] at 12:54
- ④ Opened on 23 August 2021 by [REDACTED] at 12:54
- ④ Opened on 23 August 2021 by [REDACTED] at 12:48
- ④ Opened on 23 August 2021 by [REDACTED] at 12:48
- ④ Opened on 23 August 2021 by [REDACTED] at 12:46
- ④ Opened on 23 August 2021 by [REDACTED] at 12:46
- ④ Opened on 23 August 2021 by [REDACTED] at 12:46
- ④ Opened on 23 August 2021 by [REDACTED] at 12:46
- ④ Opened on 23 August 2021 by [REDACTED] at 12:45
- ④ Opened on 23 August 2021 by [REDACTED] at 12:45
- ④ Opened on 23 August 2021 by [REDACTED] at 12:36
- ④ Opened on 23 August 2021 by [REDACTED] at 12:36
- ④ Opened on 23 August 2021 by [REDACTED] at 12:36
- ④ Opened on 23 August 2021 by [REDACTED] at 12:35
- ④ Opened on 23 August 2021 by [REDACTED] at 12:35
- ④ Opened on 23 August 2021 by [REDACTED] at 12:34
- ④ Opened on 23 August 2021 by [REDACTED] at 12:32
- ④ Opened on 23 August 2021 by [REDACTED] at 12:28
- ④ Opened on 23 August 2021 by [REDACTED] at 12:23
- ④ Opened on 23 August 2021 by [REDACTED] at 12:23
- ④ Opened on 23 August 2021 by [REDACTED] at 12:23
- ④ Opened on 23 August 2021 by [REDACTED] at 12:22
- ④ Opened on 23 August 2021 by [REDACTED] at 12:22

Email Activity Report - Mailtrack

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🕒	Opened on 23 August 2021 by [REDACTED]	at 12:16
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🕒	Opened on 23 August 2021 by [REDACTED]	at 12:15
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:13
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:13
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:11
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:11
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:09
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:07
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:06
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:05
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:05
🕒	Opened on 23 August 2021 by [REDACTED]	at 12:05
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:58
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:35
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:35
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:35
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:20
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:15
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:13
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:13
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:12
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:10
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:08
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:08
🕒	Opened on 23 August 2021 by [REDACTED]	at 11:07

Email Activity Report - Mailtrack

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🕒	Opened on 20 August 2021 by		at 17:31
🕒	Opened on 20 August 2021 by		at 17:30
🕒	Opened on 20 August 2021 by		at 17:27
🕒	Opened on 20 August 2021 by		at 17:26
🕒	Opened on 16 August 2021 by		at 13:24
🕒	Opened on 15 August 2021 by		at 18:16
🕒	Opened on 15 August 2021 by		at 17:47
🕒	Opened on 14 August 2021 by		at 15:23
🕒	Opened on 14 August 2021 by		at 00:33
🕒	Opened on 14 August 2021 by		at 00:28
🕒	Opened on 14 August 2021 by		at 00:28
🕒	Opened on 14 August 2021 by		at 00:28
🕒	Opened on 14 August 2021 by		at 00:26
🕒	Opened on 14 August 2021 by		at 00:25
🕒	Opened on 14 August 2021 by		at 00:25
🕒	Opened on 14 August 2021 by		at 00:25
🕒	Opened on 13 August 2021 by		at 22:54
🕒	Opened on 13 August 2021 by		at 22:52
🕒	Opened on 13 August 2021 by		at 22:50
🕒	Opened on 13 August 2021 by		at 16:15
🕒	Opened on 13 August 2021 by		at 14:00
🕒	Opened on 13 August 2021 by		at 13:59
🕒	Opened on 13 August 2021 by		at 01:25
🕒	Opened on 12 August 2021 by		at 22:29
🕒	Opened on 12 August 2021 by		at 20:12
🕒	Opened on 12 August 2021 by		at 20:12
🕒	Opened on 12 August 2021 by		at 20:12
🕒	Opened on 12 August 2021 by		at 17:59

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- ④ Opened on 12 August 2021 by [REDACTED] at 16:31
- ④ Opened on 12 August 2021 by [REDACTED] at 16:28
- ④ Opened on 12 August 2021 by [REDACTED] at 16:25
- ④ Opened on 12 August 2021 by [REDACTED] at 16:22

----- Forwarded message -----

From: **Kaci Bowman** <[REDACTED]>

Date: Mon, Aug 23, 2021 at 12:34 PM

Subject: RE: CV2021-052893

To: [REDACTED]

Cc: Gregg Woodnick <[REDACTED]>, Sara Seeburg <[REDACTED]>

Ms. Owens,

Attached hereto are the Notice of Appearance and Acceptance of Service that we e-filed this morning (along with confirmation the filings were received). We will be sure to provide you with conformed copies as soon as we receive the same.

In the meantime, it appears from a brief review of the pleadings that have been filed to date that a non-invasive prenatal paternity test should be ordered. Mr. Gillespie is willing to pay for the test. Please let us know if you are agreeable.

If so, we believe that ARCpoint labs in Scottsdale can administer the test and we would be happy to contact them and forward additional details about the testing process. I am attaching ARCpoint's website, below, for your review.

<https://www.arcpointlabs.com/scottsdale-north/paternity/>

Thanks in advance,

Kaci

1 WOODNICK LAW, PLLC
1747 E. Morten Avenue, Suite 205
2 Phoenix, Arizona 85020
Telephone: [REDACTED]
3 Facsimile: [REDACTED]
4
5 *Gregg R. Woodnick, [REDACTED]*
Kaci Y. Bowman, [REDACTED]
6 *Attorneys for Defendant*

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
8 **IN AND FOR THE COUNTY OF COCONINO**

9 LAURA OWENS,
10 Plaintiff,
11
12 and
13 GREGORY GILLESPIE,
14 Defendant.
15

Case No.: CV2021-052893

ACCEPTANCE OF SERVICE

(Assigned to:
Honorable Alison Bachus)

16
17 Pursuant to Rule 4(f)(2), Arizona Rules of Civil Procedure, undersigned counsel Kaci
18 Y. Bowman, hereby accepts service on behalf of Defendant, GREGORY GILLESPIE, of the
19 following documents:

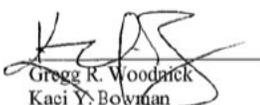
- 20 1. Summons;
- 21 2. Civil Complaint;
- 22 3. Certificate of Compulsory Arbitration; and
- 23 4. Civil Cover Sheet.

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1 I, Kaci Y. Bowman, am accepting service of the above referenced documents on behalf
2 of Defendant, GREGORY GILLESPIE, and agree that service shall be effective on the date
3 upon which this Acceptance of Service is executed, and this action may proceed as though
4 Defendant had been personally served with the State of Arizona
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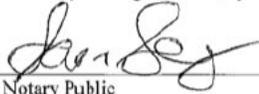
DATED this 23rd day of August, 2021.

WOODNICK LAW, PLLC

Gregg R. Woodrick
Kaci Y. Bowman
Attorneys for Defendant

STATE OF ARIZONA)
)ss.
COUNTY OF MARICOPA)

SUBSCRIBED AND SWORN to before me this 23rd day of August, 2021, by **KACI Y. BOWMAN**.

Seal/My Commission Expires:
10-16-2022



Notary Public



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ORIGINAL of the foregoing filed this 23rd day of August, 2021 with:

Clerk of the Court
Maricopa County Superior Court

COPY of the foregoing document delivered this day of 23rd day of August, 2021 to:

The Honorable Alison Bachus
Maricopa County Superior Court

COPY of the foregoing document emailed this day of 23rd day of August, 2021 to:

Laura Owens

1 **WOODNICK LAW, PLLC**
1747 E. Morten Avenue, Suite 205
2 Phoenix, Arizona 85020
Telephone: [REDACTED]
3 Facsimile: [REDACTED]

4 *Gregg R. Woodnick,* [REDACTED]
5 *Kaci Y. Bowman,* [REDACTED]
6 *Attorneys for Defendant*

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8 **IN AND FOR THE COUNTY OF MARICOPA**

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10 Plaintiff,

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12 **GREGORY GILLESPIE,**

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Case No.: CV2021-052893

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