

AO 399 (01/09) Waiver of the Service of Summons

UNITED STATES DISTRICT COURT

for the

First District of Montana

AUG 10 2020

Clerk, U.S. Courts
District of Montana
Helena Division

Amber J. Williams
(H.R.) (A.R.) (W.R.) (N.R.)
v.
See attached Respondent
Defendant

Civil Action No. CV-20-023-H-DLC-JTJ

WAIVER OF THE SERVICE OF SUMMONS

To: Amber J. Williams
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from Aug 02, 2020, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 08/02/2020

Amber J. Williams
Signature of the attorney or unrepresented party

Amber J. Williams
Printed name of party waiving service of summons

Amber J. Williams
Printed name

P.O. Box 6871 Helena, MT 59604
Address

fshnqueen987@gmail.com
E-mail address

406 235 0502
Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06-12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of Montana

Amber J. Williams
(H.R) (A.R) Plaintiff(s) (N.M) (N.R)
v.

Civil Action No. CN-20-023-H-DLC-JTJ

see attached Respondent
Defendant(s) list

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

See attached Appendix A

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Amber J. Williams
P.O. Box 6871
Helena, MT 59604

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

RESPONDENT/DEFENDENT LIST

Department of Family Services

Child Protection Specialist

Candice Osterman

Department of Family Services

Child Protection Specialist

Emily McVey

Department of Family Services

Child Protection Specialist

Jake Westerhold

AYA Youth Dynamics Group Home

AYA Youth Dynamics Group Home

Staff Member, Chris (last name Unkown)

AYA Youth Dynamics Group Home

Staff Member, Kevin (last name Unkown)

Shodair Children's Hospital

APPENDIX A: PARTIES

Acadia Montana

55 Basin Creek Road

Butte, Montana 59701

406-496-6300

(FACILITY MAY BE PERMENANTLY CLOSED)

Castle Pines Group Home

2540 Castle Pines Way

Great Falls, Montana 59405

406-268-1985

Jolene and Landon VanVulkensburg

Foster Placement Caregiver

218 W. 2nd Avenue

Boulder, Montana, 59632

Karen Kane

Supervising Attorney, Child Protection Unit

2677 Palmer St. Suite 300

Missoula, Montana, 59808

406-329-1564

KKane2@mt.gov

Carmen Underwood

Lawyer

CUnderwood@mt.gov

Deanna Lougee

Adult Probation and Parole Officer

Department of Corrections Adult Probation and Parole

111 N. Rodney Street

Helena, Montana 59601

406-444-2482

Jennifer Hedke

Therapist

Acadia Montana Group Home

55 Basin Creek Road

Butte, Montana 59701

Jennifer.hedke@acadiahealthcare.com

406-496-6300

Acadia Montana Group Home Facility

55 Basin Creek Road

Butte, Montana 59701

406-496-6300

(FACILITY MAY BE PERMENTLY CLOSED)

Heather C.

Staff Member

Acadia Montana Group Home

55 Basin Creek Road

Butte, Montana 59701

406-496-6300

Brittany Turner

Child Protection Specialist

Department of Family Services

700 Casey Street

Butte, Montana 59701

Brittany.Turner@mt.gov

406-496-4950

AYA Youth Dynamics Group Home

Staff Member, Chris (last name Unkown)

105 Venture Way

Boulder, Montana 59632

406-225-4600

AYA Youth Dynamics Group Home

Staff Member, Kevin (last name Unkown)

105 Venture Way

Boulder, Montana 59632

406-225-4600

Shodair Children's Hospital

2755 Colonial Drive

Helena, Montana 59601

406-444-7500

Provo Canyon School

4501 N. University Avenue

Provo, Utah 84604

800-848-9819

Candice Osterman
Child Protection Specialist
2024 9th Avenue
Helena, MT 59601

COsterman@mt.gov
406 444 2717

(May be located in Beaverton, Oregon)

Emily McVey
Child Protection Specialist
2024 9th Avenue
Helena, MT 59601

Jake (Jacob) Westerhold
Child Protection Specialist
2024 9th Avenue
Helena, MT 59601

Provo Canyon School

Honorable Judge Kathy Seeley

District Court Family Judge

Deanna Lougee

Adult Probation and Parole Officer

Department of Corrections Adult Probation and Parole

Jennifer Hedke

Therapist

Acadia Montana Group Home

Acadia Montana Group Home Facility

Heather C.

Staff Member

Acadia Montana Group Home

Brittany Turner

Child Protection Specialist

Department of Family Services

Karen Galvin, Therapist and Case Manager

Acadia Montana

Castle Pines Group Home

Terry Murray
Therapist
Cornerstone Counseling

Jolene and Landon VanVulkenburg
Foster Placement

Karen Kane
Lawyer

Carmen Underwood
Lawyer