

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
JONESBORO DIVISION**

**RODNEY TRAMMELL**

**PLAINTIFF**

**v.**

**No. 3:18-cv-16-DPM**

**DUSTIN ESTES, Deputy, Greene  
County Sheriff's Department**

**DEFENDANT**

**ORDER**

In February of this year, the Court directed the United States Marshal to serve Trammell's complaint on Dustin Estes. *No* 4. The return reflects that the Marshal sent the service papers via FedEx. *No* 5. Estes didn't sign for the delivery; and it's not clear that the person who did was authorized to receive service on Estes's behalf. This was essential for good service. FED. R. CIV. P. 4(e)(1); ARK. R. CIV. P. 4(d)(8)(C). Because this defect wasn't Trammell's fault, the Court reopens the time for Trammell to serve Estes until 24 December 2018. FED. R. CIV. P. 4(m).

The Court directs the Clerk to prepare another summons for Estes. The United States Marshal must serve the complaint, summons, this Order, and the February 13th Order on Estes without prepayment of fees and costs or security. *No* 4. Estes should be served through the Greene County Sheriff's Department, 1809 North Rockingchair Road, Paragould, Arkansas 72450. If the Marshal serves Estes via FedEx, then

Estes himself must receive the papers. Alternatively, the Marshal can personally serve Estes or can mail the papers with delivery restricted to Estes and a return receipt requested.

So Ordered.

*D.P. Marshall Jr.*

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D.P. Marshall Jr.  
United States District Judge

*8 October 2018*

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