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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

KEVIN COX,)	CASE NO. CV 16-7982-JLS(KLS)
)	
Plaintiff,)	
)	ORDER TO SHOW CAUSE WHY
v.)	DEFENDANTS SHOULD NOT BE REQUIRED
)	TO REIMBURSE U.S. MARSHAL FOR
CALIFORNIA DEPARTMENT OF)	COSTS OF SERVICE AFTER FAILING TO
CORRECTIONS & REHABILITATION,)	WAIVE SERVICE
ET AL.,)	
)	
Defendants.)	
)	

Federal Rule of Civil Procedure 4(d) places a duty on defendants to avoid the unnecessary expense of service. Defendants were provided with a copy of the summons and complaint and a waiver of service form and elected not to waive service and avoid these costs. (See Attachments: U.S. Marshal's Service Form and E-mail from Defendants' Counsel Acknowledging Receipt of Summons and Complaint.) As a result, the U.S. Marshal's Service was required to personally serve them at a cost of \$74.07 each. (See Attachments: Memos from U.S. Marshal's Service Setting Forth Cost of Service.) Rule 4(d) requires that the Court must impose the cost of service on Defendants who fail, without good cause, to return a waiver. Defendants Sandy Alfaro, P. Shank, and J. Lewis are ordered to appear in person on **March 21, 2018** at 11:00 a.m. at the Roybal Federal Building, 255 E. Temple, Courtroom

1 580, and show cause as to why they should not be ordered to pay those
2 costs.

3 Because this hearing does not involve Plaintiff and has no impact
4 on the merits of this case, Plaintiff will not be required to attend
5 the hearing. He may request to attend by telephone if he so desires.

6 IT IS SO ORDERED.

7 DATED: February 14, 2018.

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KAREN L. STEVENSON
UNITED STATES MAGISTRATE JUDGE

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