

1 Marshal was therefore required to complete personal service on defendant Jansen. The form
2 shows total charges for personally serving defendant Jansen of \$68.65. *Id.*

3 Rule 4 of the Federal Rules of Civil Procedure provides, in pertinent part:

4 An individual . . . that is subject to service under Rule 4(e), (f), or (h) has a duty to
5 avoid unnecessary expenses of serving the summons.

6 . . .

7 If a defendant located within the United States fails, without good cause, to sign
8 and return a waiver requested by a plaintiff located within the United States, the
9 court must impose on the defendant the expenses later incurred in making service .

10 . . .

11 Fed. R. Civ. P. 4(d)(1)-(2).

12 Thus, the Marshal may be entitled to the costs sought, as it appears that defendant Jansen
13 was given the opportunity required by Rule 4(d)(2) to waive service but failed to do so.

14 Accordingly, the court hereby ORDERS that:

15 1. Within 14 days from the date of service of this order, defendant Jansen shall pay to
16 the United States Marshal the sum of \$68.65, unless within that time Jansen files a written
17 statement showing good cause for failing to waive service.

18 2. The Clerk shall serve a copy of this order on the U.S. Marshal.

19 Dated: October 8, 2013.

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21 EDMUND F. BRENNAN
22 UNITED STATES MAGISTRATE JUDGE
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