

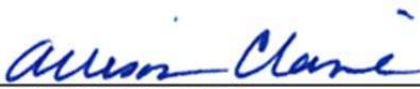


1 Service Certified Mail receipt for mail delivered to the Attorney General of the United States.).<sup>1</sup>  
2 Plaintiff's attempt to serve the Commissioner would not be problematic if he had served her  
3 properly; however, plaintiff's attempt at service was improper in two ways. First, the summons  
4 plaintiff submitted names himself as the server. ECF No. 6. However, service cannot be made by  
5 a party to the litigation. Fed. R. Civ. P. 4(c)(2). Second, plaintiff seems to have neglected to  
6 serve both the United States Attorney for the Eastern District of California and the Commissioner  
7 of Social Security. See ECF No. 6 at 5 (including U.S. Postal Service Certified Mail receipts for  
8 mail delivered to the Attorney General of the United States and the USM's office). The Federal  
9 Rules require that both individuals be served in lawsuits against the United States. Fed. R. Civ. P.  
10 4(i)(1).

11 Accordingly, the court HEREBY ORDERS that plaintiff comply with its December 4,  
12 2014, order by submitting to the USM a completed summons and copies of the complaint and file  
13 a statement with the court saying that those documents have been submitted to the USM. ECF  
14 No. 3. Information regarding the number of copies currently required by the United States Marshal  
15 may be obtained from the United States Marshals Service, 501 I Street, Suite 5600, Sacramento, CA  
16 95814 (tel. 916-930-2030).

17 IT IS SO ORDERED.

18 DATED: December 12, 2014

19   
20 ALLISON CLAIRE  
21 UNITED STATES MAGISTRATE JUDGE

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23  
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26  
27 <sup>1</sup> The court cannot construe plaintiff's attempt at service as compliance with its December 4,  
28 2014, order because his summons names himself as the server; which, as the court will explain, is  
prohibited by the Federal Rule of Civil Procedure 4(c)(2).