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8 Attorney for Plaintiff
9 KPI Bridge Oil, Inc.

10 UNITED STATES DISTRICT COURT
11 DISTRICT OF NEVADA

12 KPI BRIDGE OIL, INC.,

13 Plaintiff,

14 v.

15 WILMINGTON TRUST COMPANY; TERAS
16 CARGO TRANSPORT (AMERICA) LLC;
17 TERAS BREAKBULK OCEAN NAVIGATION
18 ENTERPRISES LLC; TRUENORTH
19 TRANSPORT LLC,

20 Defendants.

21 IN ADMIRALTY

22 CASE NO.: 3:17-cv-007-MMD-VPC

23 **MOTION FOR AN ORDER
24 APPOINT A SPECIAL PROCESS
25 SERVER PURSUANT TO RULE
26 4(C) AND SCOPE OF SERVICE**

27 COMES NOW Plaintiff, KPI BRIDGE OIL, INC., by and through undersigned
28 counsel, and respectfully moves this Honorable Court for an Order Appointing a Special
29 Process Server Pursuant to Rule 4 (C) of the Federal Rules of Civil Procedure. Plaintiff desires
30 that Process of Maritime Attachment and Garnishment be served on the garnishee(s) with all
31 deliberate speed so that it will be fully protected against the possibility of the Defendant not
32 satisfying the claim Plaintiff has against it. Counsel for Plaintiffs of the law firm Michael R.
33 Mushkin & Associates, P.C. and/or their designated agent, all of whom are over 18 years of
34 age and not party to this action, will act as Special Process Server to effect service of Process
35 of Maritime Attachment and Garnishment on the named garnishee(s).

To the extent that the Application for an Order Appointing a Special Process Server with respect to this attachment and garnishment does not involve a restraint of physical property, there is no need to require that the service be effected by a U.S. Marshal as it simply involves the delivery of process to the garnishee(s) who are believed to be in possession of the Defendant's tangible or intangible property.

Plaintiff also requests that the Court grant it leave to serve any additional garnishee(s) who may be discovered during the course of this litigation to be holding property of the Defendant within this District. By obtaining leave at this time to serve those other possible garnishees, it will facilitate prompt serve of the process without the need to return to the Court for permission to amend the process simply to name other garnishees. To avoid the need to repeatedly serve the garnishee(s), Plaintiff respectfully seeks leave, as embodied in the accompanying proposed orders, for any process served on a garnishee to be deemed effective and continuous throughout any given day.

WHEREFORE, Plaintiff respectfully requests this Honorable Court grant the instant motion, and appoint that the associates or paralegals or agents with the firm of Michael R. Mushkin & Associates, P.C., who are over the age of 18 and not parties to this action, as a special process server and such other and further relief as the Court may deem appropriate in the circumstances.

Respectfully submitted,

Dated: December 12, 2016
Las Vegas, NV

Michael R. Mushkin & Associates, P.C.

By: /s/ Michael R. Mushkin
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Attorneys for Plaintiff
KPI Bridge Oil, Inc.

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11 IT IS SO ORDERED
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13 UNITED STATES DISTRICT JUDGE
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DATED: January 12, 2017