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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 XOCHI F. ROSE,

11 Plaintiff,

12 v.

13 STATE OF HAWAII, et al.,

14 Defendants.
15

Case No. C17-1899 RSM

ORDER GRANTING MOTION FOR
SERVICE BY UNITED STATES
MARHSAL

16 This matter comes before the Court on Plaintiff's Motion for Service of Summonses by
17 United States Marshal Service. Dkt. #17. Plaintiff Xochi F. Rose is proceeding in this matter
18 *in forma pauperis* and therefore seeks assistance with service of the Summons and Complaint
19 on Defendants. No Defendant has appeared in this matter.
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21 Federal Rule of Civil Procedure 4(c)(3) provides:

22 At the plaintiff's request, the court may order that service be made
23 by a United States marshal or deputy marshal or by a person
24 specially appointed by the court. The court must so order if the
25 plaintiff is authorized to proceed in forma pauperis under 28
26 U.S.C. § 1915 or as a seaman under 28 U.S.C. § 1916.

27 The Rule allows the Court to order service by the Marshal when requested, and
28 mandates it for in forma pauperis prisoner plaintiffs proceeding under 28 U.S.C. § 1915.
Although Plaintiff was granted leave to proceed in forma pauperis in this Court, she is not a

ORDER GRANTING MOTION FOR SERVICE BY UNITED STATES MARHSAL - 1

1 prisoner. However, the Court recognizes that Plaintiff has limited means and the Court should
2 assist in the service of this matter. Plaintiff has provided sufficient information to effect service
3 of the Summons and Complaint.

4 Having reviewed Plaintiff's motion, and for the reasons stated above, the Court hereby
5 finds and ORDERS:

6 1. Plaintiff's Motion for Service by U.S. Marshal (Dkt. #17) is GRANTED.

7 2. The United States Marshal shall send the following to each named Defendant by
8 first class mail: a copy of the Complaint (Dkt. #4) and of this Order, a copy of the appropriate
9 Summons (Dkt. #10), two copies of the Notice of Lawsuit and Request for Waiver of Service
10 of Summons, a Waiver of Service of Summons, and a return envelope, postage prepaid,
11 addressed to the Clerk's Office for each Defendant. All costs of service shall be advanced by
12 the United States. The Clerk SHALL assemble the necessary documents to effect service.
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14 3. The Clerk shall mail a copy of this Order to Plaintiff via U.S. Mail.
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18 DATED this 16th day of February 2018.

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21 RICARDO S. MARTINEZ
22 CHIEF UNITED STATES DISTRICT JUDGE
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