

COME AND SERVE IT

TEXAS CERTIFIED PROCESS SERVER · MOBILE NOTARY

comeandserveit.com · (830) 237-2190 · office@comeandserveit.com · JBCC Cert. No. PSC-25406

Frequently Asked Questions

PROCESS SERVING & LITIGATION SUPPORT IN CENTRAL TEXAS

Answers to the questions we hear most from attorneys, firms, and individuals. If yours isn't here, reach out any time — we're glad to help.

★ THE BASICS

Q. What is service of process, and why does it matter?

Service of process is the formal delivery of legal documents — such as a citation and petition, subpoena, or notice — that informs a party they are involved in a legal matter and gives them the chance to respond. Proper service is a cornerstone of due process; if it is done incorrectly, it can delay a case or jeopardize a judgment.

Q. Who can legally serve process in Texas?

Under Texas Rule of Civil Procedure 103, process may be served by a sheriff or constable, a person authorized by written court order, or a person certified by the Texas Supreme Court. The server cannot be a party to the case or have an interest in its outcome. **Come and Serve It is a Texas Certified Process Server (JBCC Cert. No. PSC-25406).**

Q. What types of documents do you serve?

Citations and petitions, subpoenas, divorce and family-law papers, eviction notices, temporary restraining orders and protective orders, writs, and most other civil process. If you are unsure whether we can serve a particular document, just ask.

Q. What information do you need from me?

At minimum: the name of the person or entity to be served, a service address, the document(s) to be served, and the court and case information. Identifying details — a physical description, work hours, vehicle, times available, or a photo — help us serve faster, especially when the person is hard to find.

★ TIMING & COST

Q. How quickly can you serve?

Most first attempts are made the same or next business day — and no later than three business days — depending on when we receive the request, the location, and availability. Rush and same-day options are available when a deadline is tight.

Q. How many attempts are included?

Our **\$125 flat standard fee** includes up to four attempts at a single address, made on varying days and at varying times. If the address turns out to be bad, we make reasonable efforts to locate the person at no extra “bad address” charge before discussing next steps.

Q. What does service cost?

Standard service is a flat **\$125**, all-inclusive from the first attempt through the Return of Service filed with the court. Subpoena service is **\$85** plus any applicable witness fee and mileage. See our Service & Price List for the full schedule.

Q. When can service be attempted?

We schedule 24 hours a day, Monday through Saturday, and attempt service between 6:00 a.m. and 10:00 p.m. Texas law generally prohibits service on Sundays except in limited circumstances (such as injunctions); we serve subpoenas on Sundays only when necessary.

★ WHEN SERVICE IS DIFFICULT

Q. What if the person is avoiding service?

Evading a process server does not stop a lawsuit. We document each diligent attempt — different days, times, and locations — which builds the record your attorney needs. If personal service cannot be completed, the court may authorize substituted service.

Q. What is substituted service?

When personal service fails despite diligent attempts, Texas Rule of Civil Procedure 106(b) allows a court to authorize alternative delivery — for example, leaving the documents with someone over 16 at the address, affixing them to the door, or (since 2020) serving electronically by email or social media when that is reasonably likely to reach the person.

Q. Can someone refuse to be served? Do they have to sign?

No signature is required, and refusing the papers does not stop service. If the person is identified and refuses to take the documents, our server can complete service by leaving them in the person's presence or nearby — and we document exactly what happened.

Q. Can you serve someone at their workplace?

Often, yes — discreetly and lawfully, and subject to the employer's access rules. Whenever possible, we serve without disclosing the nature of the documents to protect the recipient's privacy.

★ AFTER SERVICE

Q. What is a Return of Service?

The Return of Service (also called a Proof or Affidavit of Service) proves how, when, and where service occurred. Under Texas Rule 107 it may be signed under penalty of perjury. **We draft the Return and file it with the court on your behalf.**

Q. How will I know the status of my service?

We provide GPS and time-stamped photo documentation of each attempt and send status updates throughout the assignment — and you are billed only once the job is complete.

Q. What areas do you cover?

We routinely serve Comal County and the surrounding region and are certified to serve statewide, with out-of-state and international coordination available.

Have a question we didn't cover? Call **Patrick Horner** at (830) 237-2190, email office@comeandserveit.com, or submit your request at comeandserveit.com/online-service-request.

This page provides general information about process serving in Texas and is not legal advice. For guidance on your specific matter, consult a licensed attorney.