**Affidavit for Substitute Service (TRCP 106b) 2021**

**Case Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Cause Number: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Court: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Date & Time of Receipt of Documents by Server:** **\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_ at \_\_\_\_\_\_m.**

**Attached/Included is the affidavit of \_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.**

**The affidavit states facts showing that substitute service of citation on Respondent/Defendant, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , is authorized.**

1. **Service of Citation of Respondent/Defendant has been attempted by:**
   1. **Personally delivering it to the Respondent/Defendant as follows:**

**Business/Residence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Business/Residence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Business/Residence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Business/Residence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Business/Residence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Business/Residence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_; or**

* 1. **By sending it by registered or certified mail to Respondent/Defendant at**

**the following address:**

**Business/Residence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**but such attempt at service has not been successful, as shown by the attached/included affidavit and information.**

1. **As authorized by Rule 106(b), Texas Rules of Civil Procedure, service on Respondent by the following method will be reasonably effective to give the Respondent notice of the lawsuit.**

**Service on Respondent should be made by the following method:**

**Leaving a copy of the citation, showing the delivery date, and of the petition attached, with anyone over sixteen years of age at the following address that is specified in the attached/included affidavit:**

**; OR**

**By affixing a a copy of the citation, showing the delivery date, and of the petition attached, to the main entry of**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_; OR**

**This manner of service will be reasonably effective in giving Respondent notice of this suit because the above specified location is Respondent's place of:**

**Residence / Business/ Other: ; OR**

**By delivering a copy of the citation, showing the delivery date, and of the petition attached, to the defendant electronically by social media, email, or other technology as described below:**

***Examples should be as detailed as possible and might include:***

* ***“An email of the Citation and Petition was emailed to the defendant’s (personal, business, alternative) email address at (***[***defendant@defendantemailaddress.com***](mailto:defendant@defendantemailaddress.com)***) on 1/1/2021 at 10:00am using a Read Receipt option, and the message was opened on 1/1/2021 at 11:00am.”***
* ***“A FaceBook Instant Message was sent directly to the defendant’s (personal, business, alternative) FaceBook Instant Messenger account after verification by (prior FB IM contact, Plaintiff confirmation of account ownership and contact, etc)”***

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*[PRINTED DESCRIPTION OF METHOD OF DELIVERY]***

**Movant/Plaintiff asks the Court to direct that citation be served on Respondent in the manner described above.**

**I am certified under orders of the Texas Judicial Branch Certification Commission to serve process, including citations in Texas. I am not a party to nor interested in the outcome of the suit. My Identification/PSC number and certification expiration date appear below. I received and delivered the specified documents to Defendant as stated above. All statements made herein are true. This return is verified by notary or signed under penalty of perjury via T.R.C.P., Rule 107.**

**[Complete if signed before a NOTARY]**

**Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Identification/PSC Number: \_\_\_\_\_\_\_\_\_\_\_ Certification Expires: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Signed and Sworn to by the said \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ before me on \_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_,**

**To certify which witness my hand and seal of office.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Notary Public for the State of Texas**

**[Complete if not signed before a NOTARY]**

**My full name is: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. My date of birth is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. My address is: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. My server identification number is: \_\_\_\_\_\_\_\_\_\_\_\_\_. My certification expires: \_\_\_\_\_\_\_\_\_\_\_\_. I declare under penalty of perjury that the foregoing, including the Return of Service, is true and correct. Executed in \_\_\_\_\_\_\_\_\_ County, Texas, USA, on \_\_\_\_\_\_\_\_\_\_\_\_\_\_.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Declarant Signature**