

INSTRUCTIONS
Petition for Order Permitting Service of Foreign Process

The Petition for Order Permitting Service of Foreign Process a document filed by a person, usually an attorney, requesting the Community Court authorize service of legal process of documents inside the boundaries of the Gila River Indian Community from a court of jurisdiction outside the boundaries of the Gila River Indian Community. GRICC § 4.307

Please read the following instructions carefully.

1. Fill out the Petition for Order Permitting Service of Foreign Process, attaching a copy of the documents to be served.
2. Fill out the Process Service Information Sheet, providing as much information as possible.
3. Sign the Petition before a notary public or Clerk of the Court and return the Petition and accompanying documents to the Court to be filed.
4. There is a \$25.00 filing fee. Please pay the fee at the Court's cashier window. Payment can be made by cash, cashier's check, money order, or Visa/Mastercard. Personal checks are not accepted.
5. The Judge assigned will review the Petition, accompanying documents and issue an Order either authorizing or not authorizing service of the documents. If authorized, the Court will direct Community law enforcement officials or some other person designated by the court to effect service of the foreign process.
6. Service or execution will be verified by a certificate of the person making service or execution, stating upon whom, when, how and where it was made. That certificate shall be filed with the court and a copy provided to the Petitioner.
7. If you have any further questions, please ask the Clerk. If the Clerk cannot answer your questions, they will direct you to a lawyer in the local area. You may also email your questions to Court.Questions@gric.nsn.us.
8. Address & phone numbers to the Gila River Indian Community Courts:

Sacaton Court
721 W. Seed Farm Rd.
PO Box 368
Sacaton, Arizona 85247
Phone: (520) 562-9860
Fax: (520) 562-9867

Westend Judicial Center
Rt. 2, Box 808
Laveen, Arizona 85339
Phone: (520) 562-9862
Fax: (520) 562-9869

(Petitioner's/Legal Counsel's name)

(Petitioner's/Legal Counsel's mailing address)

(Petitioner's/Legal Counsel's telephone)

(Petitioner's/Legal Counsel's email)

(Legal Counsel's Bar number)

Petitioner/Counsel for Petitioner

**IN THE GILA RIVER INDIAN COMMUNITY COURT
PINAL AND MARICOPA COUNTIES, ARIZONA**

IN THE MATTER OF:)

_____ **COURT,**)

CASE NO. _____,)

_____,)

Person to be served.)

_____)

Case No. MS - _____ - _____ -FP

**PETITION FOR ORDER
PERMITTING SERVICE OF
FOREIGN PROCESS**

COMES NOW the Petitioner and requests service within the exterior boundaries of the Gila River Indian Reservation of legal process from a court in a jurisdiction located outside the exterior boundaries of the Gila River Indian Reservation (“foreign process”). In support thereof, Petitioner alleges as follows:

1. This court has jurisdiction pursuant to the GRIC Code § 4.301 and § 4.307 (GRIC Code, 2009).

2. The summons and complaint, subpoena, motion, notice of hearing, order or other process or document, attached hereto, appears on its face to be valid.

3. The person to be served is located and can be served within the exterior boundaries of the Gila River Indian Reservation as evidenced by the attached completed Process Service Information sheet.

4. Service of the summons and complaint, subpoena, motion, notice of hearing, order or other process or document pursuant to § 4.307(C) is appropriate.

5. Petitioner has submitted all necessary filing fees and costs associated with service of the foreign process.

WHEREFORE, Petitioner prays that the Court enter an Order for Service of Foreign Process directing Community law enforcement officials or some other person designated by the court pursuant to § 4.307(A) to effect service of the foreign process.

RESPECTFULLY SUBMITTED this _____ day of _____, 20____.

By: _____
(Petitioner's signature witnessed by Notary or Court Clerk)

(Print or type name)

_____ appearing before me and being duly sworn on his/her oath or affirmation, states that he/she is the Moving Party/Petitioner named above and that the facts stated in the Motion/Petition are true according to his/her best knowledge and belief.

SUBSCRIBED AND SWORN TO before me this _____ day of _____, 20____.

My Notary Commission Expires:

 Notary Public Court Clerk

**IN THE GILA RIVER INDIAN COMMUNITY COURT
PINAL AND MARICOPA COUNTIES, ARIZONA**

Court use only

IN THE MATTER OF: _____)
 _____)
CASE NO. _____,)
 _____,)
 _____ **Person to be served.**)

Case No. FP - _____ - _____

**ORDER FOR SERVICE OF
FOREIGN PROCESS**

This matter came before the court for action on a petition seeking service within the exterior boundaries of the Gila River Indian Reservation of process from a court in a jurisdiction located outside the exterior boundaries of the Gila River Indian Reservation. Upon review of the petition and other documents submitted, the court makes the following findings and conclusions.

This court has jurisdiction pursuant to the GRIC Code § 4.301 and § 4.307 (2009).

The summons and complaint, subpoena, motion, notice of hearing, order or other process or document appears on its face to be valid **NOT** valid.

Service of the summons and complaint, subpoena, motion, notice of hearing, order or other process or document pursuant to § 4.307(C) is appropriate is **NOT** appropriate.

THEREFORE, IT IS THE ORDER OF THIS COURT that:

- pursuant to § 4.307(C), service of the extraterritorial summons and complaint, subpoena, motion, notice of hearing, order or other process or document shall be made by Community law enforcement officials or by some other person designated by the court pursuant to § 4.307(A), provided that any cost or expense associated with such service of process is charged to the party seeking service.

- service of the extraterritorial summons and complaint, subpoena, motion, notice of hearing, order or other process is **DENIED** because the document does **NOT** appear to be valid.

DATED this _____ day of _____, 20_____.

 Judge, Gila River Indian Community Court