

NO. 2022-72520

OFF MARKET LLC (A TEXAS LIMITED	§	IN THE DISTRICT COURT OF
LIABILITY COMPANY) (DBA BIG STATE	§	
<i>Plaintiff(s)</i> ,	§	
	§	
VS.	§	HARRIS COUNTY, TEXAS
	§	
HERNANDEZ, CATHERINE	§	
	§	
<i>Defendant(s)</i> .	§	055th JUDICIAL DISTRICT

ORDER GRANTING MOTION FOR SUBSTITUTED SERVICE OF PROCESS

Pending before the Court is Plaintiff’s Motion for Substituted Service Pursuant to Rule 106(b). It appears that Plaintiff has attempted but failed to personally serve CATHERINE HERNANDEZ (“**DEFENDANT**”) at the last known usual place of abode or business. It further appears to the Court that the manner of service ordered herein will be reasonably effective to give said Defendant notice of the lawsuit.

Therefore, the Motion for Substitute Service is **GRANTED**.

It is **ORDERED** that service of process may be made upon **DEFENDANT** either by: (1) leaving a true copy of the citation, with a copy of the Petition and this Order authorizing substituted service attached, with anyone over sixteen (16) years of age at 5527 ARBOLES DRIVE, HOUSTON, TEXAS 77035; or (2) firmly affixing a true copy of the citation, with a copy of the Petition and this Order authorizing substitute service attached, to the front door of said Defendant’s last known usual place of abode or business at the above address.

It is further **ORDERED** that the service made by the above methods shall not be deemed perfected unless it also complies with the following provisions, which shall be carried out by the same process server on the same day that delivery is made pursuant to (1) or (2) above:

- a) A copy of the citation, Petition, and this Order shall be mailed by **BOTH** certified mail, return-receipt requested, **AND** by regular, first-class mail to the defendant at the same address at which service is authorized above;

- b) The return of service shall not be made until thirty (30) days after mailing or until the process server receives back the green card from the post office, whichever date is earlier;
- c) The return of service shall include a statement setting out the date of mailing and the result of the mailing by certified mail, and the date of mailing and result of same by regular, first-class mail (*i.e.*, whether the envelope was returned by the post office, the green card came back signed, etc.); and
- d) A copy of any envelope or green card returned by the post office shall be attached to the return of service.

It is further **ORDERED** that the return of service of the person executing service pursuant to this Order shall otherwise be made in accordance with TEX. R. CIV. P. 107.

It is further **ORDERED** that service of process will be deemed complete upon compliance with this Order, regardless of whether defendant signs the certified mail receipt.

SIGNED at Houston, Texas on January 5, 2023.



HON. LATOSHA LEWIS PAYNE
Judge, 055th District Court