

ORDER

-

E2021004023

PRESENT: HON. JOHN B. GALLAGHER, JR.

STATE OF NEW YORK
SUPREME COURT COUNTY OF
MONROE

DIANA SELLERS,
Plaintiff

-vs-

BRENT MICHAEL SELLARS,
Defendant.

This matter having come before the Court through an ex parte motion filed by plaintiff on June 9, 2021, and the Court having considered the Affidavits of Plaintiff and the Attorney's Affirmation of Craig D. Carson, Esq., and it appearing that the good cause and/or interests of justice standard of NYCPLR 306-b has been met,

NOW THEREFORE; IT IS

ORDERED that Plaintiff's application for an extension of time to serve the Summons and Complaint in the above action is GRANTED and the time to serve Defendant is extended 60 days from the date of this Order; and it is further

ORDERED that the summons and complaint be served by publication in accordance with the requirements of NYCPLR Section 316, and that said publication shall be in the English language and in one newspaper, namely The Daily Record or Rochester City Newspaper, once each week on the same day for (3) consecutive weeks, which newspaper is most likely to give notice to the Defendant; and it is further

ORDERED, that Defendant also be served by "Tack and Mail" under NYCPLR Section 308, by affixing a copy of the summons and complaint to the door of the residence at 166 Earl Street, Rochester, NY 14611, which is believed to be the last known address of Defendant and by also mailing it to him via first class mail to that same address.

Such substitute service shall constitute proper service upon the Defendant.

Dated: October 6, 2021

HONORABLE JOHN B. GALLAGHER, JR.

Supreme Court Justice

12045891 10-21-28;11-4-3t