

VERIFIED RETURN OF SERVICE

State of Florida

County of Miami-Dade

Circuit Court

Case Number: 13-013466 CA 20 Court Date: 5/3/2013 1:30 pm

Plaintiff:

BETH E. SPIEGEL

vs.

Defendant:

YVENOLINE DARGENSON A/K/A YVE DARGENSON, ET AL.,

For:

Beth E. Spiegel
20801 Biscayne Boulevard
Suite 304
Aventura, FL 33180

Received by Bique International, Inc. on the 18th day of April, 2013 at 8:45 am to be served on **YVENOLINE DARGENSON A/K/A YVE DARGENSON, 14361 COMMERCE WAY, MIAMI LAKES, FL.**

I, KAVIN WARE, do hereby affirm that on the **25th day of April, 2013 at 4:23 pm, I:**

INDIVIDUAL/PERSONAL: served by delivering a true copy of the **Summons; Notice of Hearing; Complaint for Declaratory and Injunctive Relief; Affidavit of Beth E. Spiegel in Support of Complaint for Declaratory and Injunctive Relief and Motion for Injunctive Relief and Emergency Hearing** to: **YVENOLINE DARGENSON A/K/A YVE DARGENSON** at the address of: **14361 COMMERCE WAY, MIAMI LAKES, FL** with the date and hour of service endorsed thereon by me, and informed said person of the contents therein, in compliance with F.S. 48.031.

Additional Information pertaining to this Service:

4/22/2013 10:16 am Service was attempted at the place of business and the server was told that the defendant is "not available" and even if she was there they would not let server have access to her because this is a federal office. This is in contradiction to F.S. 48.031(1)(b).

4/22/2013 11:20 am Service was attempted at defendant's place of business at 14361 Commerce Way, Suite 301, Miami Lakes, FL and the server was told by the defendant's supervisor, Noel Bello, that he will not allow server access to defendant because this is a government facility. Server showed him Florida Statute 48.031(1)(b) which states "Employers, when contacted by an individual authorized to make service of process, shall permit the authorized individual to make service on employees in a private area designated by the employer." and he still refused to allow server access to effectuate service.

On 4/22 server arrived at address provided of 9620 Boulder St., Miramar at 6:40 am, silver Toyota W696HN, blue vehicle, make unknown as there was no signature item on car, tag 401IEX; outside light on, no answer, sat outside, went back to door at 7:20am, blinds were open, after knocking for some minutes, blinds closed; at 7:50am black Toyota tag 2718WWV pulled up and parked at end of driveway, but no one got out of car; at 7:57am front door opened, 68 yr black woman came out with children, she put them in silver Toyota, stated her name is Olympia, she does not reside here, takes children to school, and subject lives in Miami; server advised property lists subject and her husband as homesteaded owners, Olympia only stated subject lives in Miami, then left; at 8:02am server went up to black Toyota, windows darkly tinted, a 28 yr old black female stated she is not subject and doesn't reside here, but knows subject, wouldn't answer as to whether subject lives here, stated she is a friend, name is Saline Lugan, inquired as to why she was not getting out of car and going into house she replied " I'll go in when the time is right", could see at this time that there was someone looking out from behind the blinds, at 8:10am Olympia returned and she and Saline went inside; returned 4/22 @ 2:39 pm, silver Toyota and blue vehicle in drive, no response at door

4/23 @ 8:27 am, Olympia was exiting house, to greet young black male in Infiniti, tag # 955WJD, Olympia again stated Yvenoline lives in Miami, to leave a card and she will have her call, server left card

4/24 @10:20 am, blue vehicle no response

4/24 @ 7:42 pm, same cars here; there was no call received from card left on 4/23

4/18/2013 10:37 am Attempted Service at business address of 14361 Commerce Way, Miami Lakes, FL and the server discovered that the building is called The Senate Square. There are 12 businesses at the location but no Social Security Administration Office. Server went to each office until he discovered that she works in suite 301

VERIFIED RETURN OF SERVICE for 13-013466 CA 20

"Area Director's Office". Server was told that the defendant is not expected back to work until Monday, April 22, 2013.

4/22/2013 7:00 pm Attempted Service at 16975 NE 35 Ave, North Miami Beach, FL where the defendant was expected to attend a candidate forum; defendant did not show up.

4/25/2013 4:23 pm Server arrived at 14361 Commerce Way, Miami Lakes, FL at 3:50 pm and drove around parking lot until he located the defendant's vehicle (2006 Toyota Sienna with Florida Tag #V941PR) and waited by the vehicle until the defendant left work. At 4:23 pm, the defendant noticed the server and took off running to her vehicle refusing to accept service from the server's hand. Server informed her of the content of the documents, as required by law, and dropped service. **Olin Corp. v. Haney, App. 4 Dist., 245 So.2d 669 (1971); Gribbel v. Henderson, 151 Fla. 712, 10 So.2d 734 (1942)**

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. Pursuant to F.S. 92.525, Under penalty of perjury, I declare that I have read the foregoing Verified Return of Service and that the facts stated in it are true. Notarization is not required pursuant to F.S. 92.525(2).



KAVIN WARE
CPS #1570

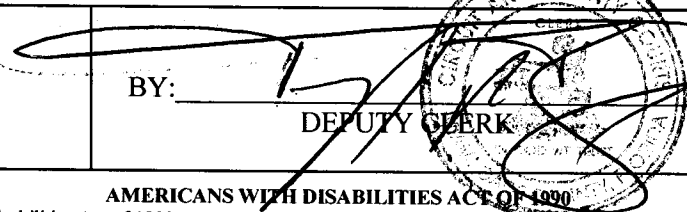
Bique International, Inc.
P.O. Box 601171
North Miami Beach, FL 33160
(305) 949-4950

Our Job Serial Number: JJM-2013000403

K. W.

2013000403

[x] IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND MIAMI-DADE COUNTY, FLORIDA.
 [] IN THE COURT IN AND FOR MIAMI-DADE COUNTY, FLORIDA.

CIVIL DIVISION	CIVIL ACTION SUMMONS Personal Service on a Natural Person (En Espanol al Dorso) (Francis Au Verso)		CASE NUMBER 13013466CA01
PLAINTIFF(S) BETH E. SPIEGEL		VS. DEFENDANT(S) YVENOLINE DARGENSON a/k/a YVE DARGENSON, PENELOPE TOWNSLEY and PAMELA L. LATIMORE	CLOCK IN
To Defendant(s): YVENOLINE DARGENSON a/k/a YVE DARGENSON DNO1		Address: US Government – Social Security Administration 14361 Commerce Way Miami Lakes, Florida	
<p>A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file with the clerk of this court, written response to the attached Compliant. A phone call will not protect you; your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money and property may thereafter be taken without further warning from the Court. There are other legal requirements. You may want to call an attorney right away.</p> <p>If you do not know an attorney, you may call an attorney referral service or legal aid office (listed in the phone book).</p> <p>If you choose to file a written response yourself, you must at the time mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named below and file your response to the Court, located at:</p> <p style="text-align: center;">Dade County Courthouse Clerk of Courts Room 138 73 West Flagler Street Miami, Florida 33130</p> <p style="text-align: right;">WTT:1 Hr 7S 4:28 PM 4/25/13</p> <p style="text-align: center;">Additional Court locations are printed on the back this form.</p>			
Plaintiff/Plaintiff Attorney Beth E. Spiegel		Address: 20801 Biscayne Boulevard, Suite 304 Aventura, Florida 33180-1422 (305) 932-3266	
TO EACH SHERIFF OF THE STATE OF FLORIDA: You are commanded to serve this Summons and a copy of the Complaint on the above named defendant.			
HARVEY RUVIN CLERK OF COURTS		BY:  DEPUTY CLERK	DATE APR 18 2013
<p style="text-align: center;">AMERICANS WITH DISABILITIES ACT OF 1990</p> <p>In accordance with the Americans With Disabilities Act of 1990, persons needing a special accommodation to participate in this proceeding should contact the Court ADA Coordinator/Ellis D. Pettigrew, no later than 7 days prior to the proceedings at (305) 375-2006 (voice), or (305) 375-2007(TDD).</p>			

CLK/CT 70 Rev. 03/95

Una demanda contra usted ha sido presentada. Tiene 20 dias naturales a partir del recibo de esta notificacion para contestar por escrito la demanda adjunta y presentarla ante este tribunal. Una llamada telefonica no lo protegera. Si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito,

Bique Int'l Inc
305-949-4950

incluyendo el numero del caso y los nombres de las partes. Si usted no contesta la demanda a tiempo, pudiera perder el caso y podria ser despojado de sus ingresos, dinero y propiedad, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede consultar con un abogado inmediatamente.

Si no conoce a un abogado, puede llamar a un servicio de referencia de abogados "ATTORNEY REFERRAL SERVICE" o una de las oficinas de asistencia legal "LEGAL AID OFFICE" (que aparecen en la guia telefonica).

Si usted elije responder a la demanda por su cuenta, al mis tiempo en que presenta su respuesta ante el tribunal, debera usted enviar por correo o entregar a mano una copia de su respuesta a la persona indicada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante o Abogado del Demandante), como sigue:

Dade County Courthouse
Clerk of Courts
Room 138
73 West Flagler Street
Miami, Florida 33130

Ubicaciones de Tribunales adicionales se
encuentran al dorso de este formulario

AMERICANS WITH DISABILITIES ACT OF 1990

En confirmidad con la Ley de Americanos con Incapacidades de 1990, las personas que necesiten facilidades especiales para participar este procedimiento deberan contractar al Coordinador de ADA , Ellis D. Pettigrew, no mas tarde que 7 dias antes del procedimiento al (305) 375-2006 (voz), o 375-2007(TDD)

Yo entre yon aksyon kont oumeum. Ou genyen 20 jou kalandrive apres ou recevoi somasyon-an pou enregistre devan greffe tribunal-sa, you response pa efcri attache avec plent-la. Yon apel pa telefon ka kapab protfege-ou. Se yon respnse pa ecri, fo ou mete numero ka-a ki sou tet pagela avec nom moun-yo ki sou papie-sa oblige ecri si ou vle ke tribinal-la tende position-ou sou ka-a. Si ou pa enregistre reponse-ou a l'heure ou capab pedu ka-a, avec sle-ou et apres san que tribunal-la pa avise-ou nou ka pren l'agen ak progriete-ou. Genyen lot demande. Ou ka besion telefon you avoka tout de suit.

Si ou pa konen yon avoka, ou ka rele sevis ki rekomande avoka, ou biro ede legal (ki nan lis liv telefon)

Si ou choisi voye you response pa ecri oumenm, ou suppose en mem tan poste on pote on copi response pa ecri pou avoka pleyan ou pleyan-yo ke non-li ama-a et enregistre resonse-la nan tribunal-la ki localize nan.

Tribinal Dade-lan
Secrete Tribinal
Cham 138
73 West Flagler Street
Miami, Florida 33130

Gueyen lot local tribunal nan deye page-la

AMERICAN POU ENFIMITE NAN AK 1990

Trete American pou Enfimite nan ak 1990, pou moun ki bezwen transpotasyon kapab Ellis D. Pettigrew nan Tribinal Dade-la pa pit ke 7 jou avan pwodede-ya nan (305) 375-2006 (vwa), ou (305) 375-2007(TDD).

ADDITIONAL COURT FACILITY LOCATIONS

Joseph Caleb Center(20) 205 5400 Northwest. 22 Avenue Miami, Florida 33142	North Dade Justice Center(23) Room 100 15555 Biscayne Boulevard North Miami, Florida 33161	Coral Gables District Court(25) Room 100 3100 Ponce de Leon Boulevard Coral Gables, Florida 33134	Homestead District Court(27) 715 Northeast 1 Road Homestead, Florida 33030	Room
Hialeah District Court(21) 55 Southeast 4 Avenue Hialeah, Florida 33010	Miami Beach District Court (24) Room 224 1130 Washington Avenue Miami Beach, Florida 33139	South Dade Government Center (26) 10710 Southwest 211 Street Miami, Florida 33189	Sweetwater Branch Office 500 Southwest 109 Avenue Sweetwater, Florida 33174	