



PEORIA MUNICIPAL COURT
10100 NORTH 83RD AVENUE, PEORIA, AZ 85345 PH - 623-773-7400

DAVID JUDY vs ANGELA MICHELLE FREINER Defendant	Case Number: M0750PO2021000408	<p align="center">ORDER DENYING DEFENDANT'S REQUEST TO SET HEARING</p>
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The court has received defendant's request for a hearing in this case. It appears that service has not yet taken place in this matter. This was confirmed by Missouri Law Enforcement through the Plaintiff. Also, defendant confirmed that she was not served, rather, the paperwork was taped to her door. Furthermore, the court is unable to accomplish in court acceptance of service because the defendant lives out of state. In her last phone call with the court, she advised that she would be waiting for service.

Pursuant to 17b A.R.S. Rules Protect.ord. Proc., Rule 38 (a), a hearing can only be requested when the order is effective. Pursuant to 17b A.R.S. Rules Protect.ord. Proc., Rule 31(j), the order is only effective once it is properly served.

THE COURT THEREFORE FINDS that the protective order in this case is not yet properly served and is therefore not yet in effect.

IT IS THEREFORE ORDERED Denying defendant's request for a hearing at this time with leave to make the request again once service or acceptance of service is accomplished.

Date: 11/17/2021

Judge: 
 HONORABLE J. MALKA

COPY emailed by JA #32 on 11/18/2021.

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