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What Massachusetts Constables Can Serve

All Regular Members of the Massachusetts Bay Constables Association, Inc. are *bonded* in the maximum amount specified by the Massachusetts Statute, and can serve all process allowed by law.

All bonded Constables may serve, within the Cities or Towns in which they are appointed or elected, the following:

All Summons and Complaints with maximum Ad Damnum allowed by law

Writs and Trustee Process

Real Estate Attachments

Land Court Process

Executions

Supplementary Process in any Amount

Small Claims Notices and Notices To Show Cause

All Process under G.L. Chapter 239

Summary Process, Ejectments, etc.

Notices of all kinds and Demands

Capias

Probate Court Process, Domestic Relations

Subpoenas, Criminal, Civil, and Federal, and other certain Writs and Papers from the District Courts, the Superior, Supreme Judicial, and the United States District Courts

Constables may be appointed to serve all process under Rule 4-c of the Federal and Mass. Rules of Civil Procedure and the appropriate motion for use in obtaining this appointment may be found at the end of this document or online at:

<http://www.constables-mbca.org/special-process-server-appt.php>

As a disinterested person, the following may be served *anywhere* by a Constable, including process of all kinds not required to be served by an Officer:

**Federal Summons and Complaints
Summons and Complaint for Divorce, Contempt,
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NOTE TO ATTORNEY:

Under M.R.C.P., Rule 4c you may, when required, present a motion to the Court to have a Constable appointed as Special Process Server in *any* case -- even though the amount of damages sought exceeds the amount allowed for Constable service.

The following is a sample of such a motion:

Commonwealth of Massachusetts

No. _____

Motion for Appointment as Special Process Server and Order of Appointment

In accordance with the provisions of Rule 4c of the M.R.C.P., the undersigned hereby Motions this Honorable Court for the appointment of:

(Name of Appointee)

as process server in the above entitled action. The undersigned swears that to the best of his (her) knowledge and belief the person to be appointed process server is a Constable who is experienced in the service of process, is 18 years of age or over and is not a party to this action.

Name of Affiant Atty. For Plff.(Def.)

Signature

Address

Telephone

Order Appointing Special Process Server

The foregoing Motion is allowed and pursuant to Rule 4c of the M.R.C.P. IT IS ORDERED that:

(Name of Appointee)

is hereby appointed as Special Process Server in the above entitled action.

By: _____

Constables Identification and Badge Format

In order to provide a positive and more uniform method of identification of Constables, the Mass. Bay Constables Association has designed an ID card and badge which may be issued to any Constable.

Those participating in this program will receive an Official Identification Card bearing their ID number, a current photograph, their Municipality, date of issue and expiration, name, address and a simple physical description. In addition, a corresponding badge will be issued bearing the same ID number. The ID Card must be renewed on a yearly basis.



For further information, you may call:

Sally M. Hoyt
Director
(781)944-1191

or write to:

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