

Established 1982

THE PAPER CHASE

The Official Newsletter of the
Florida Association of Professional Process Servers

2nd Quarter Edition
May/June 2019

2019 Distinguished Service Award Recipient Lance Randall

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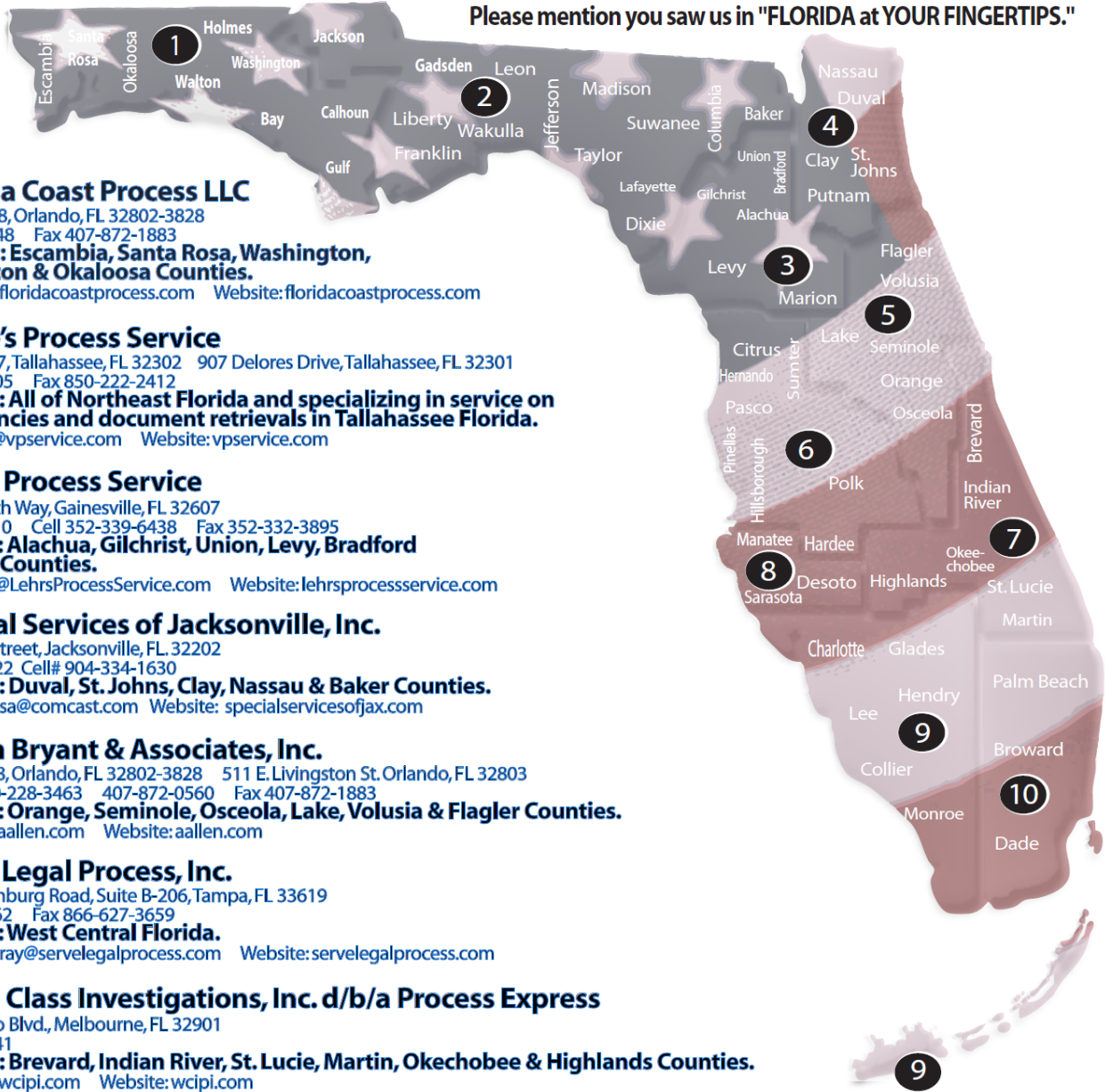


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the Facebook link at
www.fapps.org**



2019-2020 Association Guide

Board of Directors

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Administration & Membership: Diana Wardwell, AFPS

Email: administrator@fapps.org
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Melbourne, FL 32902 -0072
(321) 952-0820 (877) 38-FAPPS Tollfree

Committees

Annual Conference Activities

Coordinator: Amy Boyd, boydsprostatus@gmail.com
Members: Brooke LaPlant, Bonnie Moore

Arbitration & Grievance (A&G)

Chair: Sean Segel, tampaempire@gmail.com
Members: Janet Deal, Diana Wardwell, Don Seward

Elections

Chair: Bob Musser, BobM@dbsinfo.com
Member: Diana Wardwell

FAPPS Distinguished Service Award (FDSA)

Chair: Bob Musser, BobM@dbsinfo.com
Members: Mike Compton, Lance Randall, Diana Wardwell, Margie Zawacki

Formal Education (AFPS)

Chair: Lance Randall AFPS, Lance110205@gmail.com
Member: Diana Wardwell, AFPS

Legislation

Chair: Mike Compton, mike@processamerica.com
Members: Russ Aloï, Diana Wardwell, Michael Nolan, Janet Deal, Lance Randall, Chris Yeoman

Parliamentarian

Bob Musser, BobM@dbsinfo.com

Paralegal Association Liaison

Tammy White, tammy@weservejustice.com

Process Server Appointment (PSAC)

Chair: Melody Bulso, AFPS melody.bulso@provest.us
Members: Michael Compton, Ryan Gleason, Tammy White, AFPS, Lance Randall

Promotion & Growth (P&G) and Member Benefits

Chair: Bonnie Moore, bonnie@processxpress.com
Members: Melody Bulso, Chris Compton, Desy Garcia, Bonnie Moore, Diana Wardwell, Chris Yeoman, Kevin Fedotov, Mike Weaver

Secure Data Exchange and eSOP

Chair: Bob Musser, BobM@dbsinfo.com

Technology

Chair: John Shelley, john@caffeinecode.biz
Member: Chris Compton

Violence Against Process Servers (VAPS)

Chair: Chris Yeoman, chris.yeoman@aol.com
Member: Bonnie Moore, Becky Gaston, Frank Carreras, Lance Randall, Tammy White

Website

Chair: Diana Wardwell, administrator@fapps.org
Member: Chris Tilley - Webmaster: Bob Musser, bobm@dbsinfo.com

Newsletter Submissions: Submissions to the Paper Chase are highly encouraged. The preferred method of submission is electronic via email to administrator@fapps.org in Microsoft Word—though plain text format is fine. Articles will be edited for style, grammar, and length, if necessary. Spelling will be checked but it would be a good idea if the author checked this prior to submission. Advertisements must be camera ready. Electronic submissions are strongly encouraged. All of the relevant information regarding advertisement submissions—including sizes available, ad rates, and deadlines are on the advertising form.

The Fine Print: The Paper Chase is published quarterly by the Florida Association of Professional Process Servers, Inc. (FAPPS) a not-for-profit Florida corporation, for the benefit of the members. FAPPS assumes no responsibility for the accuracy of any article printed herein, nor do the articles necessary reflect the policies or opinions of FAPPS unless specifically noted. The articles are not to be construed as legal or accounting advice—those with such needs should consult the appropriate professionals. The editor reserves the right to edit any article for content, grammar, length, and style.

PRESIDENT'S REPORT

MARGARET ZAWACKI, PRESIDENT

Dear Members:

In March we had our Annual Convention at the Marriott in Lake Mary. We had a weekend filled with informative meetings; education roundtables and socializing. I am pleased to announce that we have two new Directors added to the Board this year. They are Chris Compton and Kevin Fedotov. Also re-elected as Directors were Bonnie Moore, Chris Yeoman and Melody Bulso. Our Officers serving are Joe Osborne as Secretary, Gretchen Randall as Treasurer and Bob Musser as Vice President.

May 5, 2019 we held our first board meeting of the 2019-2020 Board of Directors at the same hotel as the NAPPS Annual Conference in Orlando. We were excited to be there to show our support to NAPPS and offer everyone an opportunity to attend our meeting and learn more about FAPPS. Special thanks to Gary Crowe and Claire Scull for their assistance setting up the event.

Legislation: Mike Compton and his committee have worked diligently with our lobbyist, Jose Diaz and Marty Bowen a former legislator for the past three years to prepare and present HB91/SB462. This bill was mostly a clean-up of language of some of our statutes. We did however, propose several changes. Here are a few of the significant highlights:

- F.S. 48.031 (2a) reads in part that substitute service may be made on a spouse at any address in a County instead of how it reads now that substitute service may be made on a spouse at any address within the County that they both reside.
- F.S. 48.031 (5) A person serving process shall place, on the first page only of at least one of the processes served, the date and time of

service, his or her initials or signature, and, if applicable, his or her identification number.

The underlined changes were made to resolve issues in Counties in Florida that serve through Motion to Appoint Elisor and Order from the Judge and service outside the State of FL for those states that don't require Identification Numbers.

- F.S. 48.21 which will allow the process server serving the process to sign the return of service electronically.

I am happy to announce that our bill passed on April 3, 2019 and the Governor signed the bill June 7, 2019.

FAPPS Distinguished Service Award: I am pleased to announce that our FAPPS Distinguished Service Award was given this year to Lance Randall. As most of you know Mr. Randall has been in the process serving industry for many years; was the NAPPS President for two years; FAPPS President for four years and sat on the Board for years and continues to sit on the NAPPS board. He has now taken over the Education Committee Chair for FAPPS. I could go on and on about him but I know you all know that he is deserving of this award. I have known him since he was a teenager and have watched him grow into the man he is today. He holds a special place in my heart and I couldn't be prouder of him.

***“After 3 years of effort, HB 91 has passed and has been signed by the Governor!
Effective: 6/7/19***

President's Report Continued Next Page

President's Report Continued

Promotion and Growth: We continue to have a membership drive and hope you had an opportunity to stop by our Exhibitor's Booth at the NAPPS conference to say hello and bring a new person to sign up. You can sign up between now and August 1, 2019 and take advantage of a 50% discount. The membership fee for an Active member is \$75.00 and an Associate member is \$60.00. If you sign up within the next month, you will be published for membership on July 1, 2019 and then if no objections are received you will be a member August 1, 2019 for the rest of the year.

Education: Our education classes are moving at a rapid pace and we have more and more classes scheduled than before. We continue to work with the Indian River State College to provide instruction for the 20 hr. and 4 hr. Education Courses required for initial licensing and renewal in the 19th Judicial Circuit. We are now looking to set up classes in Northern Florida as well as Miami, FL. Please visit our website for all classes scheduled for 2019. Also, if you are interested in becoming an Instructor for the class, please see the qualifications on our website and contact our Education Chair, Lance Randall or our Administrator, Diana Wardwell.

Future Projects: This is my last year as the President of FAPPS and there are a couple of things I would like to see happen before I leave office. The first thing is getting us to hold at least one meeting a year electronically specifically the last meeting of the year. It is generally a very short meeting and I believe it would financially benefit the Association. In fact, the Board voted to have parts of our meeting in May done electronically as part of a test to see how well it is watched. That meeting will be held following the NAPPS Convention on May 5, 2019 at the World Marriott Hotel. So come out and join us for the meeting and for those of you who can't make it, please look for the live feed on our Facebook page (link to Facebook page can be found on the bottom right corner of www.fapps.org).

The second is a much larger project. I would like to establish the FAPPS Certified Process Server Program. We have Counties where they have no process server program and Counties where the Sheriff is no longer appointing process servers. I am going to be working closely with Melody Bulso, Lance Randall and Diana Wardwell to put this program together and get it out there to these Counties. It is my personal goal to have this program be the only Certified Process Serving Program in the State of Florida.

Meetings: Our next meeting will be the at the Professional Beach Getaway on August 16-18, 2019 at the Hilton Daytona Beach, FL. We have been at this hotel many times and it is a member favorite. We have a great room rate at \$139. Our final meeting will be November 16, 2019 at The Embassy Convention Center on International Drive in Orlando, FL.

Future Conventions: Great news, we have contracted to have the Convention for 2020 and 2021 at The Embassy Suites Convention Center on International Drive, Orlando, FL. We are very excited about the move back to I-Drive. Those dates are March 12th through 15th, 2020 and March 18th through 21st, 2021. So mark our calendars now and plan on attending. As always you can visit our website for all the details on all upcoming meetings.

In closing, I would just like to say that my phone (941-954-0169) and email (margiez@hctjudge.com) are always open to anyone with ideas or suggestions to keep our Association moving forward in a positive manner and allowing the men and women who have made process serving their profession to continue for years to come.

I thank you for your time, I remain

Sincerely,

Margaret L. Zawacki

Upcoming FAPPS Meetings & Events

Meetings/Networking Events

18th Professional Beach Getaway August 16-18, 2019

Hilton Daytona Beach Oceanfront
100 North Atlantic Avenue
Daytona Beach, FL 32118

4th Quarter Board Meeting November 16, 2019 9:00 am

Embassy Suites International Drive/Convention
8978 International Drive
Orlando, FL 32819

29th Annual Conference March 13-15, 2020

Embassy Suites International Drive/Convention
8978 International Drive
Orlando, FL 32819

2nd Quarter Board Meeting June 6, 2020 9:00 a.m.

Location TBA



Education Classes

August 18, 2019 9:00 a.m.
**Continuing Education Class
& AFPS Certification**
Daytona Beach, FL

October 11, 2019 9:00 a.m.
Continuing Education Class
Indian River State College, BCIE
Main Campus - Fort Pierce
Building Y, Room 102

October 11, 2019 through October 13, 2019
Class begins 5:00 p.m. 10/11/19
20 Hour Process Server Training Course
Indian River State College, BCIE
Main Campus - Fort Pierce
Building Y, Room 102

November 16, 2019
**Continuing Education Class
& AFPS Certification**

Lunch & Learn
Networking Luncheon 12:00pm

Class starts promptly at 1:00 p.m.

Embassy Suites International Drive/Convention
8978 International Drive
Orlando, FL 32819

**RSVP luncheon - administrator@fapps.org
\$15 for registered class attendees/\$20 lunch only*

March 10, 2020 9:00 a.m.
**Continuing Education Class
& AFPS Certification**
Embassy Suites International Drive/Convention
8978 International Drive
Orlando, FL 32819

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FAPPS Meeting
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FAPPS 18th Professional Beach Getaway

August 16-18, 2019
Daytona Beach Hilton

SECRETARY'S REPORT

JOE OSBORNE , JR.

From the Desk of the Secretary

Dear Fellow FAPPS members,

As required by Article VIII Section 7 of our by-laws the below you will find; (a). a description of the motion or amendment, (b). the result of the vote and (c). the final wording of the order or amendment if passed that were made at our annual meeting held March 8-9, 2019:

- ◆ Joe Osborne moved to adopt the agenda. Bob Musser seconded the motion. All voted in favor of the motion and the motion carried unanimously.
- ◆ Bob Musser made a Motion for the FAP Liaison to have a budget of \$2,000 to attend the Spring Conference as a Gold Sponsor. Seconded by Chris Yeoman. After some discussion the president called for the vote and the Motion carried unanimously.
- ◆ Mike Compton moved to authorize Margie and Diana to accept and finalize the contract for annual conferences in 2020/2021. Seconded by Sean Segel. The motion carried unanimously.
- ◆ Lance Randall made a motion from the floor to raise the membership dues by 20% across the board for all levels of membership. Seconded by Melody Bulso. All members in attendance voted in favor of the Motion.
- ◆ Motion to Adjourn made by Joe Osborne. Seconded by Bonnie Moore. Motion passed unanimously.



Secretary Report Continued Next Page

2019 MEMBER REFERRAL PROGRAM

The Member Referral Program provides members with a \$25 discount for each Active or Associate member they refer to FAPPS (up to a free membership). Current program runs until Oct. 31st. We are off to a great start with 10 referrals!

Thanks: Michelle Howard, Alex Lopez, Regina Moore, Bob Musser, Kenny Nail, Lance Randall, and Sean Segel for recommending FAPPS!



“Use of Member Search Feature to locate members statewide, nationwide & worldwide”

www.fapps.org

Secretary Report Continued

PROPOSED BYLAW AMENDMENT

ARTICLE 8, MEETINGS

Current:

Section 3. Members shall be admitted to all meetings except executive sessions. Non-members may be admitted to all meetings unless disapproved by a majority of the members present. Only matters involving the personal affairs of an individual may be held in executive session.

Proposed:

Replace last sentence with:

Matters involving the personal affairs of an individual shall always be held in executive session. To discuss any other matter in executive session, a majority vote of the board is needed. Such vote may be held in Executive session or in an open meeting.

The President called for the vote of the membership. All in attendance voted in favor. There were non-opposed.

PROPOSED BYLAW AMENDMENT

Article VI - ELECTION OF OFFICERS AND DIRECTORS

Current wording: Section 9. Each board member attending the annual convention will be reimbursed for one night's stay, if used, at the designated hotel, at the contracted rate, or their actual hotel expense, whichever is less; \$100.00 for expenses and all mileage traveled will be reimbursed at the rate outlined in the policy and procedure manual. (Adopted March 25, 2017).

Proposed Change is to remove the section in its' entirety:

~~Section 9. Each board member attending the annual convention will be reimbursed for one night's stay, if used, at the designated hotel, at the contracted rate, or their actual hotel expense, whichever is less; \$100.00 for expenses and all mileage traveled will be reimbursed at the rate outlined in the policy and procedure manual. (Adopted March 25, 2017).~~

The President called for the vote. The membership unanimously voted down the proposed amendment.

PROPOSED BYLAW AMENDMENT

Article VIII – MEETINGS

Current wording with additions underlined and omissions strike through.

Section 4. Special meetings of the Board may be held by phone, email, or video conferencing ~~mail or fax~~. Special meetings of the Board shall be held upon call of the President or at the request of three Board members. All Board members will be notified of special meetings. The Agenda for a special meeting will include only those topics where a timely resolution is in the best interest of FAPPS, and in which the membership is better served by not waiting until the next regular Board meeting. Minutes of a special meeting shall be sent to all Board members within forty-eight hours of the meeting and each Board member shall be required to approve or correct the minutes within twenty-four hours of receipt. Such minutes will be available to all members in the same manner as regular meetings. (Amended March 10, 2012)

The President called for the vote of the membership. All in attendance voted in favor. There were none opposed.

On a final note, the next FAPPS quarterly board meeting will be held Sunday, May 5, 2019 at the Orlando Marriott World Conference Center, 8701 World Center Drive, Orlando, FL 32821. I hope to see you there!

As always it is a pleasure to serve this association and if you ever have any questions or concerns, please feel free contact me at (813) 282-0074 or by email at joe@tsilegal.com

Respectfully,

Joe Osborne, Jr.
Secretary

TPC



UPDATE YOUR CONTACT INFO

Review your Member Listing

Email updates to:
administrator@fapps.org

FAPPS ON FACEBOOK!

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Search “Florida Association of Professional Process Servers”.

You can also view the page at www.Facebook.com/FAPPSonFB

- Association News
- Photographs from Events, Meetings & Conventions
- Upcoming Events
- News and Current Information



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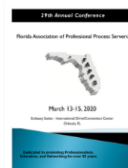


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Website Banner Ad

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Annual advertising on www.fapps.org homepage. All pricing will be through the end of the calendar year for initial orders, orders placed in the last two months of one year will run the following year at no extra charge.



Annual Conference Sponsorship and Advertising

MARCH 13 – 15, 2020

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(877) 383-2777 * WWW.FAPPS.ORG
ADMINISTRATOR@FAPPS.ORG

ADMINISTRATOR'S REPORT

Diana Wardwell, AFPS

administrator@fapps.org

Dear Members,

Our annual conference in March was well attended with a full day of educational sessions including the popular roundtable discussions.

Bob Musser gave a detailed presentation on how to use Secure Document Trading. Lance Randall spoke to us about "Bullet Proofing our Serve (Preparing for a Motion to Quash Hearing). Russ Aloi, Margie Zawacki, Denny Howley and Marty White served as moderators for our roundtable discussions on Chapter 48/Service of Process, Forwarding Process, Learning from Serving, and Marketing. We thank them for donating their time to share their knowledge with us.

Congratulations to Lance Randall, the 2019 Distinguished Service Award Recipient! Thank you for your contributions to our profession.

Amy Boyd, Brooke LaPlant and the rest of the Convention Activities Committee worked hard to ensure that we had a full weekend of networking and fun activities. They did a fantastic job! It's a lot of hard work and planning all year and we appreciate their efforts.

Next years convention will be on International Drive at the Embassy Suites March 13-15, 2020. Let us hear from you. What education topics would you like to learn more about? Do you have any other comments or suggestions you would like to share? You are welcome to call or email me or Amy Boyd, we appreciate all input.

Our 18th Professional Beach Getaway location has been finalized. Join us on the beach in Daytona August 16-18, 2019. Page 26 has full details and the schedule of events.

It's never too early to register for both these popular events!

Looking to help grow FAPPS? We offer a \$25 discount off your membership renewal for every Active or Associate applicant that joins FAPPS (up to a free membership). Feel free to email for an application or download the form from the website. Enter your name in the referred by line and forward to all your contacts that are not already a member.

Any active or associate member who applies between now and July 31, 2019 is able to reduce their base membership fee by 50%. Their membership will expire at the end of the year, but is a great way to get started with FAPPS and enjoy the full benefits of membership.

Advertising

FAPPS has many opportunities available for members to promote their services through advertising.

The deadline for taking advantage of the 10% discount for advertising the full year of newsletters has been extended until June 28, 2019.

This is a fantastic way to promote your services for a very low price!

Banner advertising is also available on the website as well as advertising and sponsorship of our annual conference. I'd be happy to discuss options to promote your business through phone or email contact at any time.

In closing, thank you for the opportunity to serve as your Administrator. As you can see from everyone's reports, together we have accomplished so many of our goals and objectives. I look forward to the year ahead. It's been a sincere pleasure working with everyone for the betterment of our Association, it's members, and our profession.

If you have any questions on any of our programs or services, do not hesitate to contact me by phone or email.

Diana Wardwell
Administrator
(321) 952-0820

Membership Report

June 1, 2019

Active	227
Associate	76
Supporting	15
Pending Applicant	8
Total	326

Welcome New Members

Applicants are published the first day of each month at www.fapps.org and through email notification. Applicants automatically become a member the first day of the following month, pending no objection. Thank you for your support of FAPPS!



Gregory Mike

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K. Paul Wysong

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Bruce Florek

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Stefanie L. Neuman-Auza

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(813) 344-7112

Paul Wilson

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Coconut Creek, FL 33073
(561) 421-0700

Brandon Rodriguez

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Tampa, FL 33679
(888) 642-0130

Hector Ramos

TRGT Legal
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Tampa, FL 33679
(888) 642-0130

Juan D'Arce, M.S.ED.

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Miami, FL 33175
(305) 340-3100

Ellen Eakley

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Cena Hamby

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Marissa Nail

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Nora Ryan

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Sherry Walker

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Jim Belli

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Murfreesboro, TN 37130
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Ruth Cruz-Nichols

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Welcome FAPPS Supporting Members

Micheal Bryant

Convention Times

I am so excited to report yet another successful FAPPS convention. We were at the same location as last year and it was nice to be in a familiar location with excellent food and atmosphere.

We had great attendance for BINGO. Everyone who attended had a great time. Everyone enjoyed a small prize, but several players won larger prize baskets. Friday night games of bingo and poker are a great way to get to know other FAPPS members and relax after a long week of work.

The annual raffle of donated prizes by FAPPS members was once again record breaking. We had amazing prizes that were donated by many members such as gift cards, bottles of liquor, useful items and fun items. The last prize of the raffle is always a 50/50 and this year we exceed all prior sales records, we had over \$1200 to split between the winner and the association. Be sure to join in the raffle fun next year by donating prizes and buying raffle tickets. Help me blow this record out of the water.

The meeting was informative of the current activity within FAPPS and the election brought us a new FAPPS board directors. We learned how to “Bullet Proof our Services” presented by our very own Lance Randall.

We brought back an old format of education, “round table” discussions. Each topic had a moderator who went from table to table to discuss their subject with fellow members. We received very positive feedback from this educational activity and look forward to next year’s discussions. Please send Diana any topics you would like to be considered for next year’s round table discussions, email her at administrator@fapps.org

The Evening banquet on Saturday evening was a fun event with our “Salute to the USA” themed party. The picture booth was busy, and the dance floor was enjoyed by many. Lance was also the recipient of the “FAPPS Distinguished Service Award”. As Bob Musser read about Lance’s early start in process service and his countless contributions to the industry, I don’t think there was a dry eye in the house. We finished up the night with our 4th Annual Minute to Win it competition, which is an absolute blast if you participated or watched!

Annual Conference Continued

We want to hear from ALL members about the FAPPS Convention. If you attended this year's Annual FAPPS convention, please tell us what you loved and what you didn't about this year's convention. If you didn't attend, please let us know if there is something different that FAPPS can plan for next year to encourage you to attend the next convention. Communication is key to all success; your communication will help us continue to plan successful conventions.

Thank you to Diana Wardwell for handling all the difficult details and to the board of FAPPS for allowing me the opportunity to be FAPPS official "Convention Fun Director". Thank you to my convention committee members who helped me with the fun details; Brooke LaPlant, Bonnie Moore and Azore Harris.

Amy Boyd
boydsprostatus@gmail.com

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28th Annual Conference

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2019 Annual Conference Networking

POKER

We had a great time at the 2019 Annual Meeting! Congratulations to Diana and Margie and everyone that had anything to do with this event! The food was great, the sessions were well attended, and we had such great feedback from everyone I talked to!

We had 16 people show up for poker – our numbers were a bit down, but we are competing head to head with Bingo, which is building up a popular following. Competition was fierce as always. The Zawackis always play strong, the biggest surprise of the night was Travis being our first player out! Margie and Steve went deep as usual.

Our Finalists: Honorable mention went to Chris Yeoman for fourth place. Third place and \$75 was awarded to Josh Kes. The second place trophy and \$125 went to Steve Zawacki. And playing in his first FAPPS poker tournament, the first place trophy and \$200 was awarded to Roy DeLaEspriella.

Bob Musser, FAPPS Vice President
BobM@dbinfo.com

BINGO

We had a record attendance for Bingo this year! Here are the winners:

Netflix - Tammy White
Relax - Kan Lowdermilk
Relax with Coloring Book - Bonnie Moore
Rum Bucket - Special Services Alicia?
Moscow Mule - Teresa Joiner

Amy Boyd, Annual Conference Activities Coordinator
boydspstatus@gmail.com



2019 Raffle Donations

Serving Justice \$25 Starbucks GC
Serving Justice \$25 Starbucks GC
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Serving Justice \$25 Starbucks GC
Here Comes the Judge \$25 Outback GC
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Boyd's Process DD Refill Cup with \$10 GC
24 HR Process \$15 Publix GC
24 HR Process Rosè
24 HR Process Rosè
24 HR Process Pink Moscato
24 HR Process Sweet Red Wine
24 HR Process Apothic Red
24 HR Process Reisling
Gotcha Dash Cam
Gotcha Dash Cam
Gotcha Dash Cam
Gotcha Dash Cam
Gaston Process \$50 Cash
ProVest \$25 Amazon GC



2019 Raffle Winners

Power Pack - Joe Osbourne
Mobil Gas Card - Kevin Fedotov
DD cup - Margie Zawacki
\$25 Starbucks - Chris Yeoman
Dash Cam - Becky Gaston
Power Pack - Chris Compton
Starbucks GC - Jillina Kwiatkowski
Publix GC - Leslie Yeoman
\$50 cash - Joe Osbourne *donated back to FAPPS
Smart Charger - Melody Bulso
\$25 Serving Justice - Chris Compton
\$25 Amazon GC - Sherry Walker
Bottle of Wine - Reisling - Terry Joyner
Dash Camera - Chris Compton
\$25 Mobil Gas Card - Sherry Walker
Rosè wine - Sean Segal
\$25 amazon GC - Michelle Howard

Smart Charger - Gretchen Randall
Dash Cam - Hilde Smith
Smart Charger - DJ Beasley
Dash Cam - Gretchen Randall
Wireless Charger - Travis Zawacki
Rosè - Chris Compton
Wireless Charger - Brooke LaPlant
Outback GC - Gretchen Randall
Starbucks GC - Katherine SSJ
Red Wine - Jim Mosley
Wireless Charger - Teresa Joyner
\$25 Starbucks- Katherine SSJ
Dash Cam - Michelle Howard
Wine- Katherine SSJ
Wireless Charger- Kenny Nail
Wireless Charger - Bonnie Moore
1/2 off full registration for 2020 - Mark Avella
1/2 off full registration for 2020 - Travis Zawacki
\$610 50/50 - Chris Compton



Florida Association of Professional Process Servers

2019 Legislature - HB 91 has been signed by Governor DeSantis Effective date: June 7, 2019

The Florida Association of Professional Process Servers (FAPPS) has been working for the past three years with our Lobbyist, Robert M. Levy and Associates, to propose changes to the Florida Statutes. Case law has confirmed in all instances that the statutes are to be strictly construed. Each suggested revision to Chapter 48 proposed and now passed has been in an effort to streamline wording to ensure compliance. Process Servers are required to comply with not only Chapter 48, but the Rules of Civil Procedure.

Here is a summary of the changes to Chapter 48 that are now in effect.

48.021 (1) Civil Witness Subpoenas – “shall” be served by any person authorized by the rules of civil procedure.

48.031 (2) (a) Substituted Service upon a spouse. Service may be made upon a spouse if;

- It is not an adversary proceeding between the spouse and the party to be served
- If the spouse requests the service or the spouse is also a party to the action
- They reside together in the same dwelling, regardless of whether such dwelling is located in the county where substituted service is made.

Summary: The spouse does not have to request service if they are also a party to the action. You may serve them anywhere as long as you are licensed or authorized to serve where the service is made and they still reside together.

48.031 (2) (b) Substituted service on a sole proprietorship (d/b/a) - language clarification.

Two attempts must be made before serving the person in charge of the business in the sole proprietor’s absence.

48.031 (5) The statute now reads you must place the date and hour of service, your initials or signature, and, IF APPLICABLE, your identification number.

Summary: This change was created to address issues in counties where process servers are serving by Motion and Order (or out of state) and do not have an identification number. It also re-affirms that you only have to place the required information on the first page of the process served. This does not change the requirement to follow the Rules of Civil Procedure to also include the date and hour of service on the original process filed with the return of service or affidavit.

48.062 (4) Updated the statute to remove the word “provided” and include virtual office, executive office and mini suite.

48.194 (1) Updated the statute to change the word from “officer” to “person” authorized to serve process.

48.21 Return of Service – updated to clarify language that all pleadings and documents served must be listed on the return of service. Electronic signatures are now permitted.

Reminder: If your jurisdiction requires a notarized affidavit you will not be able to utilize an electronic signature. This also includes counties where the process server is serving by Motion and Order. Rules of Civil Procedure require that an Affidavit is required when serving by Motion and Order.

F.S. 316.29545 Process Servers now are covered under the exemption for window screening.

If you have any questions regarding the changes to the statute please contact the administration office at (321) 952-0820 or email administrator@fapps.org.

Thank you to Legislative Chairman, Mike Compton, the Legislative Committee members, Robert M. Levy and Associates, and the Board of FAPPS lead by President Margaret Zawacki for their dedication and efforts in getting this bill passed.

We would also like to acknowledge and thank our bill sponsors, Senator Bobby Powell and Representative Thad Altman. This would not have been possible without their support.

All information regarding the changes to the law can be found at <https://www.fapps.org/Legislation.aspx>. and our Facebook page www.facebook.com/FAPPSonFB.

We will discuss the changes in depth at the Professional Beach Getaway in Daytona Beach. This is a free seminar that will be held after our board meeting and luncheon on Saturday, August 17, 2019. Everyone is invited to attend the weekend event. Details and reservation link for the hotel are on the website.

Diana Wardwell, AFPS
Administrator
877-383-2777 - administrator@fapps.org

We will discuss the changes to Chapter 48 in depth after the luncheon at the Professional Beach Getaway. All process servers are welcome to attend. RSVP administrator@fapps.org

WHAT IS FAPPS DOING FOR YOU?:

Did you know most of the significant changes to the Florida Statutes we serve by were accomplished through the efforts of FAPPS through our Legislative committee?

- Access to Gated Communities
- Service upon an LLC
- Service upon Registered Agent Employee

- Service upon a Private Mailbox
- Service upon a Virtual Office
- Raising the Sheriff’s fee to \$40
- Clarifying the statute pertaining to date, time, initials and identification number on service documents

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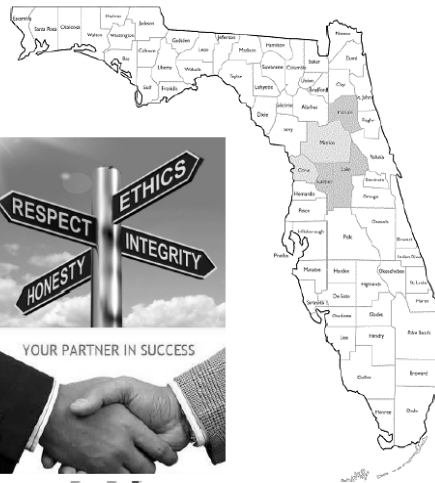
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Formal Education

Lance Randall AFPS, Chair

Lance110205@gmail.com
(954) 214-8263

Dear Members,

Our education program is strong and growing. Our President has appointed me as the Chairman and I look forward to working with everyone to grow our presence and course offerings around the State. We had a record number of attendees at our annual conference education class March 10, 2019 in Lake Mary. Over the past month, we held two education courses at Indian River State College in the 19th Judicial Circuit. This circuit requires continuing education on an annual basis for all licensees and a 20 Hour Course for initial licensing. Both courses were well attended and we received positive feedback from the attendees. We had two attendees who traveled from outside the area to participate in the 20 Hour Course to ensure their training was sufficient to begin their career in process serving, even though their licensing jurisdiction did not require a class of that length. We applaud their decision.

FAPPS education classes are open to all process servers who require education to renew their license in approved jurisdictions; AFPS Designation for FAPPS members and education for clerical staff of FAPPS members. Our course is approved to provide the required training to apply to become a process server or renew your process service license in the following areas: 9th Judicial Circuit; 10th Judicial Circuit; 19th Judicial Circuit; 20th Judicial Circuit (renewal); and Alachua County (Education Requirement for Motion & Orders)

Our complete class schedule and additional information can be found on the website or by contacting Diana Wardwell, Administrator at administrator@fapps.org.

We are available to set up classes in any area where there is a demand, so let us hear from you. We are currently looking to schedule a class near the end of the summer in the Orlando region as well as in S. Florida.

If you have information to share about your local licensing and education programs, we welcome the information.

As always, feel free to contact the committee with any questions or suggestions.

Respectfully,

Lance Randall AFPS, Chairman
FAPPS Formal Education Committee
954-214-8263
Lance110205@Gmail.com
www.FAPPS.org

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Visit our Member Only Resource Section

<http://www.fapps.org/Account/Login>

Email administrator@fapps.org for an email to be sent to you for your first time login instructions.

Forward information, resources, or suggestions to be included to: administrator@fapps.org

FAPPS Distinguished Service Award Committee

Your FDSA committee worked hard last year, putting in a lot of hours, and culminating in the selection of a man who has worked to keep private process serving a viable occupation at the local, state, national and even international levels for virtually his entire adult life. The full text of the presentation at our recent Annual Meeting is elsewhere in this newsletter, so I won't repeat anymore here.



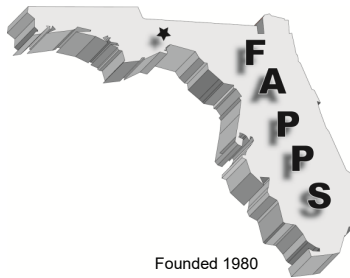
The FDSA committee meets multiple times a year, and considers potential recipients from around the state (and across the country). We decided to implement a change starting with this 2018-2019 cycle. We are going to ask you, the members for some input. As a committee of (currently) five, we are bound to miss some very worthy candidates.

So – If you have someone that has benefited private process service in a major way, send us an email. We need the name of course, and your reasons for wanting to have this person considered. A list of positions held, specific accomplishments attained, etc. would be very beneficial. Please send any such input to the Chair (Bob Musser). My email address is BobM@dbsinfo.com and I promise to forward your thoughts to the committee.

Just be aware – I'll certainly acknowledge receipt of your submission, but since the consideration of each name is brutally honest the entire discussion is held in private. You won't be getting any feedback on your submission, you won't even know if a committee member adopted them as one of their candidates. But please take the time to forward us any folks that you feel are worthy of consideration. If you want to know more about the FDSA, the qualifications for who can receive the award, or how the process works, take a look at the Policy and Procedures manual on the FAPPS website.

“The Committee is asking FAPPS members to share information on candidates the committee should consider for the FDSA Award”

Bob Musser
FDSA Chair



Lance Randall - 2019 Distinguished Service Award Recipient

FAPPS Distinguished Service Award – 2019

In most cases, I've started out this presentation by giving you some background information on the recipient, building some suspense and weaving a picture of their life before process service. This year, we're not going to do that. Our recipient didn't have a life before process service.

Our recipient, a third generation process server, accompanied his father at work during his childhood, and worked at his father's process service business before he was 18. In 1993 he was finally of legal age in Florida, got his license, and started serving papers. Eager to run his own business, he opened his own process serving company before his 20th birthday. Based in South Florida, he became involved in the Dade Association of Certified Process Servers and served that association in various jobs, including Vice President. Later in the 90's, he became more active in FAPPS, and served in many capacities, including as a member of the Legislative Committee, as Secretary, and even four years as your FAPPS President.



He has also served in many capacities at the National level, including as a member of the NAPPS legislative and technology committees, the Chartered State Association Chair, and was elected to terms as Secretary and President. As President he was part of the delegation representing NAPPS at the International Federation of Trusted Third Parties, a first for NAPPS.

Throughout his career, he has always been a networker. He is a vendor member of the south Broward county Bar Association, NARCA, the debt collection group, and obtained accreditation with the Florida Bar to teach Continuing Education to attorneys on the subject of process service.

For the 2019 FAPPS Distinguished Service Award, I present to you a man that I have known since he was a teenager, a man who grew up in our profession, a man who I have dined with, drank with, boated with, golfed with, but much more importantly, a man who has worked to keep private process serving a viable occupation at the local, state, national and even international levels for virtually his entire adult life.

I present to you my friend, Lance Randall.

From the Award itself:

Spirit of a Leader

A true leader has the confidence to stand alone, the courage to make tough decisions and the compassion to listen to the needs of others. He does not set out to be a leader, but becomes one by the quality of his actions and the integrity of his intent. Leaders, like eagles, don't flock. You find them one at a time.

2019 FDSA

For your many years of service to private process servers, for your countless contributions that benefited so many members.

For the Committee,

Bob Musser
Chair, FAPPS Distinguished Service Award Committee

FAPPS



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Legislative Committee

Mike Compton, Chair

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Chapter 48 Service of Process - HB91 Changes Effective June 7, 2019

Governor DeSantis has signed our bill. The effective date was June 7, 2019. Page 18 and 19 in the newsletter have a summary of the changes. The full bill can be viewed on our website at www.fapps.org.

Be aware of the changes and educate one another. As it pertains to the tinting of your car windows, we recommend you have a copy of the changes should any law enforcements question you. Remember law enforcement is learning the changes also. One last thought on the changes is if you have any doubt be sure to contact our administrator. When you attend the next education seminar you have another opportunity to learn about all the changes and other statutes.

As we begin looking to the future in the legislative arena be sure to make the committee aware of any recommendation you may want us to consider. Please take a moment to recognize each of the committee members for their commitment and dedication. Diana Wardwell, Russ Aloï, Allen Bryant, Chris Yeoman, Mike Nolan, Chris Compton, Janet Deal and Lance Randall your legislative committee members.

Thank you, Mike
Michael Compton, FDSA
Chairman

Be part
of the future

Mike Compton, FAPPS Legislative Chair and Marty Bowen, Robert M. Levy & Associates presenting FAPPS Award of Appreciation for Senator Bobby Powell (left photo) and Representative Thad Altman (right photo)



TPC

FAPPS 18TH PROFESSIONAL BEACH GETAWAY AUGUST 16-18, 2019 - Daytona Beach Hilton

Education, Networking, and Fun in Daytona Beach

FRIDAY, AUGUST 16, 2019

Morning Golf
Dinner 6:30 p.m.

SATURDAY, AUGUST 17, 2019

9am Board Meeting
12pm Luncheon (\$25 per person)
1pm Education Session - Chapter 48 Changes
2pm Volleyball, Cornhole and Beach Time!
Dinner and Escape Room Adventure

SUNDAY, AUGUST 18, 2019

9 am Process Server Continuing Education Class and AFPS Designation
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Link for hotel reservations: <https://www.fapps.org/meetings.aspx>



IMPORTANT: Everyone is welcome to attend, no registration form required.

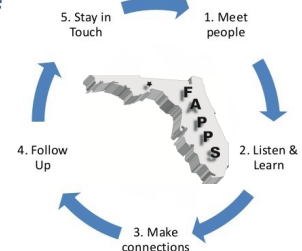
Please email administrator@fapps.org or call (321) 952-0820 to RSVP which events you will be attending so we can ensure proper seating for everyone.

- Dinner Friday and Saturday night are paid on your own at each restaurant.
- Saturday luncheon is payable to FAPPS by check or credit card. \$25 per person in advance.
- Escape Room - will require RSVP and reservation in advance. Cost is anticipated to be \$25
- Education Class Sunday - registration form and payment link www.fapps.org/afpscourschedule.aspx

General Member Information

- Member Listings can be updated continuously throughout the year. Email all updates to: administrator@fapps.org
- Email administrator@fapps.org to receive a link to set up your login and password to access the Member Only section of benefits & resources.
- Claim your free listing at fapps.securedocumenttrading.com to send and receive documents securely. This a FREE service for FAPPS Members. Need more information about how it works? Give us a call and we will walk you through the setup.
- Advertise your services with FAPPS (info at www.fapps.org)
- Attend an Education Class to obtain your AFPS Designation. Clerical staff of members are also welcome to attend for a reduced fee.
- Attend meetings to network and build your connections

Networking Cycle



Learning from Serving

An Educational Forum

Submitted by Dr. Denny Howley

Visiting the Archives of “Ask the Doctor” “Learning from Serving” and FAPPS Education

Ask The Doctor - February 2003

FAPPS’ Question, Answer and Education Forum

The Problem

An individual living in an ungated community had been avoiding service for some two weeks. When a court date was missed, because of his avoidance and the non-service, he contacted the judge to “explain” the personal circumstances that caused him to miss the hearing. The Judge accepted the “avoider’s” excuse. Thus the problem of how to serve this “avoider” remained.

Getting the serve – almost...

The server arrived early in the morning at the “avoider’s” condo and parked near the “avoider’s” car, but not blocking it. When the “avoider” walked to his car the server called him by name, stating he had some papers for him. The “avoider” ignored the server, got in his car and started to back into the server’s car. The server, who was standing in front of the “avoider’s” car, yelled a warning and the “avoider” stopped backing, shifted gears and drove at the server who dove over the curb to avoid getting hit.

The “avoider” then drove out of the community, with the server following in his car. The server then called the Sheriff’s Department and requested help in serving the paper. The server felt the service should be done in a “very personal way”, rather than having placed it on the windshield of the “avoider’s” car, when he initially ignored the server and got into his car. The Sheriff’s department, however, rejected the call for assistance.



The value of having friends in authority.

The “avoider”, however was approaching a town which had its own police force and where the server had served a number of years as a police officer. The server called friends on the force, who in turn pulled the “avoider” over once he entered the town’s jurisdiction on a “routine check”. The server pulled up behind the preoccupied “avoider”, walked up and handed him the summons through the opened window. The service was completed in a VERY personal way. What the “avoider” had to say to all present can not be repeated here.

The moral of the story is, it pays to maintain good one-on-one contacts with local authority – you never know when such a connection will be useful.

*This educational tid-bit was provided by Barry Gaston,
Gaston Investigations, (863) 678-1235*

Thanks Barry, great story!!

*Denny has been writing articles for FAPPS and
NAPPS for almost twenty years.
He owns and operates Dr. Denny Howley d/b/a
serving process in Key West - ONLY (33040, 33041,
33045) Capital of the Conch Republic.
He has been in the business of serving process since
1997. Denny lives in Key West with his wife Beverly
and two “critters” Shadow and Pepper.*

A Professional NEVER Stops Learning



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bonnie@processxpress.com

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Our conference in March was a great success with a lot of fun, food and networking. For those who haven't attended for a long time or maybe you have never attended, this is an opportunity to recharge and network. However, don't wait until our next conference, you can still make it a weekend away with your family at our Beach Getaway in August. It is always fantastic and informative!

Congratulations to our newly elected Directors, Chris Compton and Kevin Fedotov both of who are on this committee. We are always looking for new ideas and I'm sure they will have great contributions.

Our committee has worked together to obtain information needed to reach out to all Florida process servers who are currently not FAPPS members. We feel that all servers should have the necessary information to make an informed decision about joining our association which has made so many accomplishments in the process serving industry.

We are still looking for volunteers who can fit an hour or two a week into your already hectic schedule, to help us out. Every hour is greatly appreciated. Call or text Bonnie at 407-493-8259 or email bonnie@processxpress.com.

If anyone knows of any low-cost venues (church, meeting hall, clubhouses, etc.) in the area of Florida that you are in please reach out to Bonnie. We would like to hold some 1 to 1 ½ hour meetings in various areas around to state to introduce more servers to FAPPS.

Here's to 2019 being the best year ever for your own business as well as FAPPS!

COMMUNICATION IS KEY!

Committee members: Melody Bulso, Chris Compton, Kevin Fedotov, Rebeca Feliciano, Desy Garcia, Regina Moore, Mike Weaver, Diana Wardwell and Chris Yeoman

Can we add you?



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There is very little new to report on SDTS. It is working, with support from 4 vendors. If you have not taken the time to fill out your FAPPS profile (no cost, and gets you additional exposure and work through the FAPPS website) go to <https://fapps.securedocumenttrading.com/>.

Bob Musser, Chair

TPC

VAPS (Violence Against Process Servers)

Chris Yeoman, Chair

chris.yeoman@aol.com
(954) 270-4597

Dear Fellow FAPPS members,

I hope this update finds you all safe, healthy, and prosperous. Each committee of FAPPS is designed to assist our membership in some capacity, and we try our best to do so. However, we are always in need of ideas and input from you - the members. Please be active in your association in some way.

I am glad to report there have been no new incidents reported the past few months regarding threats or attacks on any process servers. Our committee is here to assist any server who finds themselves on the receiving end of any threatening or violent incident. Together we will document, assist, and follow any case hoping to convict any offender, and lead to legislative protection for any process server in the future.

We need your help! We are only a few sets of eyes and ears, we need you to spread the word that we are here and ready to help. Contact myself or any member of our committee which also includes *Bonnie Moore, Becky Gaston, Lance Randall, Frank Carreras, Tammy White*, if you have an incident or share our info to someone you know who does.

Be safe out there!

Sincerely,
Chris Yeoman, Chair
Director
chris.yeoman@aol.com

TPC

Website

Diana Wardwell, Chair
Bob Musser, Webmaster

The FAPPS website is full featured, a complete source of information on all things FAPPS. Many thanks to Diana Wardwell for her constant review, and to the committee chairs who send us content for the stuff for which they are responsible. The FAPPS server is a private, secure, replicated and backed up place for the Administrator, Secretary, and other committee chairs to store information that belongs to FAPPS. We no longer have to move files and data from person to person after each election.

Bob Musser, Webmaster
BobM@dbsinfo.com

TPC

PROCESS SERVING: The Past and the FUTURE

Understanding The Past is Key To Understanding the Future



Submitted by Dr. Denny Howley

Process Servers play a UNIQUE and VITAL role in our AMERICAN JUDICIAL SYSTEM; but, it is and HAS ALWAYS BEEN a role that has been in CONSTANT CHANGE as it EVOLVES along with our society.

This series of articles has “tracked” some key points in that evolution.

Part 3

In “**Part 1**” we discussed the introduction the concept of “Common Law”, the “writ” (subpoena, summons, garnishment etc.) and the “Shire Reeve”, which evolved through use to become the Sheriff. All of which was introduced to England by the Norman invasion and the English defeat at the battle of Hastings in 1066.

In “**Part 2**” we examined, starting in 1635, the evolution of the Service of Process in America. Now being “served” has become a constitutionally guaranteed RIGHT and a corner stone of our judiciary system.

In “**Part 3**”, this final portion of our 900 plus years evolution of Process Serving, we’ll look at how, we as Process Servers – Court Certified and Sheriff Appointed – became “protectors” of this fundamental American Right of Due Process. Previously this had been the jurisdiction of Sheriffs, Police, Constables and other “enforcement” officials.

Dade County Association of Process Servers (D-CAPS)

When and how did we, the non-law enforcement types, first get into the Service of Process business in Florida? My research, including interviews with the “Plank-Holders of Process Serving” in the Miami-Dade area, said our first step into Process Serving began about 1968. It started with **subpoenas**. Dade County was the starting point and the population growth of this metro-area was the trigger. The Sheriffs were being overwhelmed by the number of

Process’ they had to serve, Service was slow, Lawyers were upset and complaining.

The Court decided, therefore, to allow non-law enforcement types to serve **SUBPOENAS** to lighten the Sheriff’s load and speed up the legal process. And we got into the **SUMMONS** business for the same reason, but the service of subpoenas by us (“non-enforcement types”), could only be accomplished at that time with a **MOTION-in-ORDER**.

At this stage, late 1960s or early 1970s, there was no program of training, no background checks, no certification for a “process server” to serve process. The **ONLY** criteria was that they be a “disinterested” party. It was not until 1980 that Dade County established a **Certified Process Server Program**. At that time the Dade County Association of Process Servers (D-CAPS) was formed with Steve Hunter as its first President.

Shortly after the program was established, Process Servers were allowed to serve “5 Day Eviction Notices” and within 6 months were serving Summons, without a Motion-in-Order.

Why was the Motion-in-Order dropped?

Once again Judges were being overwhelmed by the volume of requests for Motion-in-Order and frequently paperwork got lost. Needless to say more legal slow-down triggered additional angry complaining from lawyers.

“Process Serving Evolution” Continued Next Page

“Process Serving Evolution” Continued

The Florida Association of Professional Process Servers (FAPPS)

In 1982 there had been an amendment to Rule 4 of Federal Rules of Civil Procedure which “... allowed the Service of Federal Summons and Subpoenas by persons over the age of 18 and not a party to the action...” In October of that year (1982) the **National Association of Professional Process Servers (NAPPS)** had also been formed. Then, in 1983, the Dade County Association of Process Servers decided to go state wide and formed the **Florida Association of Professional Process Servers** with Charles (“Chuck”) Taylor as its first President.

EVOLUTION and Technology

We, Process Servers, have been in the business of serving **subpoena** for only about 50 years and we have been serving **original process or writs** (summons, etc.) less than 40 years. Our work “arena” is ever changing and dependent on societal norms, population growth and more importantly in this day and age, technology. The business of who would Serve and who would be Served has been in a state of constant change ever since the Norman’s conquered England in 1066, when they replaced “Church Law” with Common Law. Now, with ever growing pressure on the legal system to expedite cases, we are E-filing not only cases, but the “original” Returns of Service. In the “olden days” it would take 3-4 days to get a Process to be served in the mail and the check. Now it arrives at our computer shortly after it has been received – without a check (which acerbated the getting paid/collection problem.). (Under certain circumstances a Service can actually be done over the internet, in Facebook for instance, but only with a Court Order.

So the obvious question, to those of us in the Process Serving Industry, is what’s the next technological move as a result of all this

population growth/case load pressure? How will it impact on our business and the Serving Industry as a whole? **And when will ELECTRONIC SERVICE of PROCESS become the norm?** Those questions alone should keep any serious professional Process Serving Business totally involved with FAPPS, NAPPS and carefully monitoring their respective Technology Committees’ activities.

BOTTOM LINE

The bottom line is simply this – we as Americans and Floridians are GUARANTEED the RIGHT OF DUE PROCESS, the RIGHT to be PROPERLY NOTIFIED of a legal action against us and the RIGHT to be HEARD. This has been the fundamental premise since the WRIT system was introduced in Common Law back in 1066. Granted, the “us” changed somewhat from the Royalty and the wealthy once the concept arrived in America. But even in these early days the “Right of Due Process” was only for the “upper class/notables/land owners”, not the masses.

If and when a system is devised technologically that would insure that NOTIFICATION is done with the same surety as when a document is SERVED by a Process Server, then maybe the Profession Of Serving Process will evolve into something different from what it is now—BUT NOT UNTIL THEN!

OUR JOB

Insuring an individual is “properly notified” of a legal action is the weighty responsibility of the PROCESS SERVER. Sure it is a job, we get paid for it, but we ARE the foundation of the entire legal structure. An “improper” Serve not only is a disservice to the individual that was to be notified of the legal action, but could easily land the Process Server in Court, anger his/her client and possibly have his/her Serving credentials removed.

Denny has been writing articles for FAPPS and NAPPS for almost twenty years. He owns and operates Dr. Denny Howley d/b/a serving process in Key West - ONLY (33040, 33041, 33045) Capital of the Conch Republic. He has been in the business of serving process since 1997. Denny lives in Key West with his wife Beverly and two “critters” Shadow and Pepper

A Professional NEVER Stops Learning

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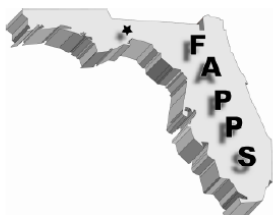
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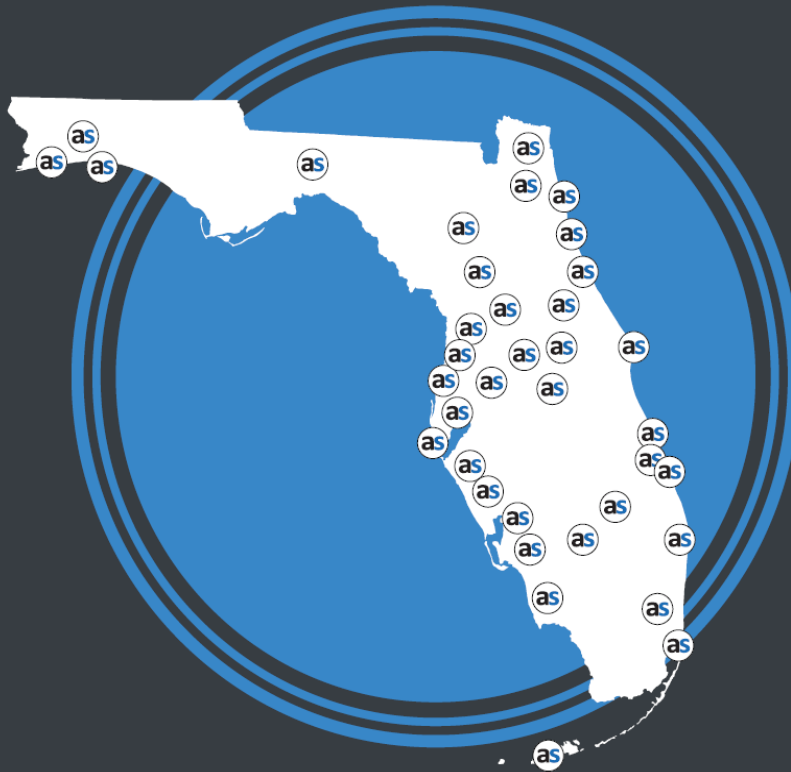
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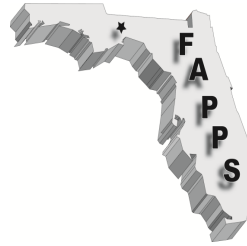
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