

IN THE SUPERIOR COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA

\_\_\_\_\_, )  
Plaintiff, )  
 )  
v. ) Civil Action No. \_\_\_\_\_  
 )  
\_\_\_\_\_, )  
Defendant. )

**MOTION FOR SERVICE BY PUBLICATION**

Comes plaintiff, pursuant to O.C.G.A. § 9-10-71, and moves the court for an order directing that service on the defendant be made by publication upon the grounds that he/she cannot, after due diligence, be found within the state, as more fully appears from the affidavit filed herewith and attached hereto.

\_\_\_\_\_  
Plaintiff *pro se*

Address: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Telephone Numbers

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\_\_\_\_\_, )  
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 )  
v. ) Civil Action No. \_\_\_\_\_  
 )  
\_\_\_\_\_, )  
Defendant. )

AFFIDAVIT OF DUE DILIGENCE--SERVICE BY  
PUBLICATION O.C.G.A. §9-11-4(e)

Personally appeared \_\_\_\_\_, who, after being duly sworn, states:  
That the Defendant resides outside the State of Georgia, and his/her last known  
address is \_\_\_\_\_.

--or--

That the Defendant has departed from the State of Georgia or cannot after due  
diligence be found within the state. The Defendant's last known address is  
\_\_\_\_\_.

--or--

The last known residence of the Defendant was outside the State of Georgia at  
\_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_\_.  
The Defendant no longer resides at the foregoing address, nor within the State of Georgia,  
to the best of Affiant's knowledge, and the present address or whereabouts of the  
Defendant is unknown to the Affiant.

--or--

The affiant has made a diligent effort to locate defendant by:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

And cannot find defendant within this state for the reason that defendant has  
concealed himself by:  
\_\_\_\_\_  
\_\_\_\_\_

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Affiant has no knowledge as to the present residence or whereabouts of the defendant.

The affiant has made the following efforts to find the Defendant (check all that apply)

Checking with the Defendant's friends and relatives

Names, addresses, and telephone numbers of everyone plaintiff contacted:

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Contacting the Defendant's former landlord

Name, address, & telephone number of former landlord:

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Checking telephone information and directories

List which directories you checked:

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Attempting to have Defendant served at his/her last known address, which is listed above

Other: \_\_\_\_\_

\_\_\_\_\_  
Plaintiff *pro se*

Sworn to and subscribed before me

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

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 )  
\_\_\_\_\_, )  
Defendant. )

ORDER FOR SERVICE BY PUBLICATION

Plaintiff having moved the Court for an order directing service to be made upon defendant \_\_\_\_\_ in the above-styled action by publication of summons, and it appearing to the Court from the verified Complaint and Affidavit in support of such motion that defendant is a nonresident and that the action is an action in which a defendant may be served by publication pursuant to O.C.G.A. § 9-10-71, it is

ORDERED, that service upon \_\_\_\_\_ be made by publication as provided by law.

This \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
JUDGE, Superior Courts  
Southern Judicial Circuit

Presented by:

\_\_\_\_\_  
Plaintiff *pro se*

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 )  
\_\_\_\_\_, )  
Defendant. )

NOTICE OF SUMMONS—SERVICE BY PUBLICATION

TO: \_\_\_\_\_, Defendant Named Above:  
You are hereby notified that the above-styled action seeking \_\_\_\_\_ [state the relief sought] was filed against you in said court on \_\_\_\_\_, 20\_\_\_\_, and that by reason of an order for service of summons by publication entered by the court on \_\_\_\_\_, 20\_\_\_\_ you are hereby commanded and required to file with the clerk of said court and serve upon \_\_\_\_\_, plaintiff, whose address is \_\_\_\_\_, an answer to the complaint within sixty (60) days of the date of the order for service by publication. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

Witness the Honorable \_\_\_\_\_, Judge of said Court.

This the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Clerk of Superior Court  
\_\_\_\_\_, County