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6 **IN THE UNITED STATES DISTRICT COURT**
WESTERN DISTRICT OF WASHINGTON
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8 PAUL GANCARZ, an individual;) Case No. 2:23-cv-1113
DANIEL TURETCHI, an individual;)
9 COLTON BROWN, an individual;) **[PROPOSED] ORDER GRANTING**
JAMES JOHNSON and AMELIA) **PLAINTIFFS' RENEWED**
10 JOHNSON, individually and husband) **MOTION FOR ALTERNATIVE**
and wife,) **SERVICE**
)
11 Plaintiffs,)
)
12 vs.)
)
13 DAVID ALAN CAPITO II, aka)
VYACHESLAV ARKANGELSKIY,)
14 aka RYAN SMITH, an individual,)
)
15 Defendant.)

16 This matter came before the Court on Plaintiffs' Renewed Motion for
17 Alternative Service. This Court, having reviewed all the pleadings in the file and
18 considered the record, now makes the following findings and conclusions:
19

20 **[PROPOSED] ORDER GRANTING PLAINTIFFS'**
RENEWED MOTION FOR ALTERNATIVE SERVICE

1 1. The Court previously concluded Plaintiffs established the first two
2 requirements for service by publication under Washington law.

3 2. The Court now finds and concludes that Plaintiffs – through the
4 declarations of Christopher Hogue, Glen Allen, Melissa McClellan, and Stephen
5 Robinson – have clearly articulated facts from which it may be inferred that
6 Defendant David Alan Capito II, aka Vyacheslav Arkangelskiy, aka Ryan Smith
7 has concealed himself within the state of Washington with the intent to avoid
8 service. Thus, Plaintiffs have established the third and final requirement for service
9 by publication under Washington law.

10 3. There is good cause to extend the time for service in this matter by 75
11 days to allow for service by publication under Washington law.

12 4. The proposed summons attached to the Declaration of Christopher
13 Hogue Re: Plaintiffs’ Renewed Motion for Alternative Service as Exhibit A
14 complies with the form prescribed in RCW 4.28.110 for service by publication.

15 5. The Seattle Times is an approved legal publication with the King
16 County Superior Court and is the most widely circulated newspaper in the area.

17 The Court now ORDERS:

18 1. Plaintiffs’ Renewed Motion for Alternative Service is GRANTED.

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20 [PROPOSED] ORDER GRANTING PLAINTIFFS’
RENEWED MOTION FOR ALTERNATIVE SERVICE

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