

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
WASHINGTON

Anthony Lynn Couch, Sr. v. Amanda

Couch · No. C24-6034-JCC-SKV · Decided January 27, 2026

SUMMARY

This order directs the Clerk to attempt service of the plaintiff’s second amended civil rights complaint on Defendant Amanda at two specified addresses. It also explains the deadlines and procedural requirements for waiver of service, responsive pleadings, filings, motions, and communications with the Court.

CASE DETAILS

COURT	United States District Court for the Western District of Washington
WRITING FOR THE COURT	S. Kate Vaughan
DECIDED	January 27, 2026
DOCKET	C24-6034-JCC-SKV
DISPOSITION	other
PROCEDURAL POSTURE	In this prisoner civil-rights action under 42 U.S.C. § 1983, the court directed the Clerk to attempt service of the second amended complaint on Defendant Amanda at two newly provided addresses and set response and filing procedures.
PRECEDENTIAL VALUE	unpublished

TOPICS

- service of process
- civil rights
- section 1983
- motions to dismiss
- summary judgment

PRACTICE AREAS

- civil procedure
- prisoner civil rights
- service of process

QUESTIONS PRESENTED

- Whether the court should direct another attempt to serve Defendant Amanda after prior service materials were returned as undeliverable.
- What response deadlines and filing procedures should govern the newly served defendant and the parties in this prisoner civil-rights action.

3. Whether defendants moving to dismiss for failure to exhaust administrative remedies or for summary judgment must provide a Rand notice to the pro se prisoner plaintiff.

HOLDINGS

1. Because Plaintiff supplied two possible service addresses for Defendant Amanda, the court directed the Clerk to send the second amended complaint, the order, and waiver-of-service materials to Amanda at both addresses.
2. A defendant who timely returns a waiver of service must answer or file a Rule 12 motion within 60 days after the date designated on the notice of lawsuit; a defendant who is personally served must answer or file a permitted motion within 21 days after service.
3. Defendants filing motions to dismiss based on failure to exhaust administrative remedies or motions for summary judgment must serve the required Rand notice concurrently with the motion; failure to do so may result in the motion being stricken from the calendar with leave to refile.

KEY QUOTATIONS

“A motion for summary judgment under Rule 56 of the Federal Rules of Civil Procedure will, if granted, end your case.” (at 4-5)

“If Defendant timely returns a signed waiver, she shall have sixty (60) days after the date designated on the notice of lawsuit to file and serve an answer to the complaint or a motion permitted under Rule 12 of the Federal Rules of Civil Procedure.” (at 2)

FACTUAL BACKGROUND

Anthony Lynn Couch, Sr. brought a prisoner civil-rights action against several defendants, including Amanda, whom he identified as a cook at the Grays Harbor County Jail. Service materials sent to Amanda were returned as undeliverable. Couch then provided two possible service addresses, including an address he identified as Amanda's current place of employment and a business address.

PROCEDURAL HISTORY

The court previously directed service of Plaintiff's second amended complaint on three named defendants. Service was completed on Paul Logan and Travis Davis, but materials sent to Defendant Amanda were returned as undeliverable. After the court ordered Plaintiff to provide a service address, Plaintiff supplied two possible addresses, prompting the court to direct another service attempt.

DISPOSITION

other

CASES CITED

- Woods v. Carey, 684 F.3d 934, 941 (9th Cir. 2012)
- Rand v. Rowland, 154 F.3d 952, 963 (9th Cir. 1998)

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