

STATE AND SUPERIOR COURTS OF CLAYTON COUNTY

Permanent Process Server Application

Harold R. Banke Justice Center ~ 9151 Tara Blvd, Suite 3CA01~ Jonesboro, Georgia 30236

Application Overview and Requirements

Effective October 1, 2012 Clayton County State and Superior Court Process Server, adopted the 2010 Legislative Session, Senate Bill 491 passed establishing that all Process Servers, serving in the State of Georgia must become certified. Clayton County State and Superior Court will now require all appointed Process Servers to complete the State course and certification process.

A completed application packet and all items on the checklist should be submitted to the State and Superior Courts of Clayton County to ensure certification in a timely manner. If you are **applying for renewal of previous appointment, the application must be completed in its entirety** (*If you have the 12 hour training course and State certification, just attached a copy with your application*). The Courts will review all information submitted for approval and an order bearing the Chief Judge's signatures will establish all official appointments. Upon approval, applicants will receive correspondence indicating his or her appointment status as a permanent process server for the Clayton County State and Superior Courts. All requirements must be met on behalf of the applicant, including submission of a criminal background check. ***The Court reserves the right to deny the request of any applicant as it deems appropriate in the interest of the State and Superior Courts of Clayton County and the citizens within this jurisdiction. All selected appointments are final once orders have been sign; there is no appeal process.***

Applicant Checklist:

- Must submit an application for review or renewal (Effective 10/2010)
- Must be 18 years of age
- Must submit a recent criminal background check
- Must not have committed any domestic, serious misdemeanors or felony criminal offenses and, no more than two (2) DUI;
- Must attest that he/she does not suffer from any debilitating mental or legal disability that would impede appointment. (Notarized affidavit)
- Endorser must be of good character and/or in good standing with the Georgia Bar (Bar number required).
- Copy of Completion of 12-hour Training course; Copy of State Certification: (***If renewing application, certificate should have been received back in June 2013.***)

NOTIFICATION PROCESS

Once the information is reviewed and a decision regarding appointment has been made, a letter will be forwarded to the petitioner's attention confirming his or her status as a Permanent Process Server. The designated status will remain effective through December of the official year of appointment.

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APPLICATION SUBMISSION

Effective October 1, 2013, applications and supporting documents mailed or hand delivered to:

Court Administration

Attention: Permanent Process Server Review Panel
9151 Tara Blvd, Suite 3CA01
Jonesboro, Georgia 30236

If you have any questions, please do not hesitate to contact Court Administration at (770) 477-3415.

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Degree or Certificate Received: _____ Year Awarded: _____

EMPLOYMENT RECORD:

Employing Agency or Institution: _____

Address: _____

Name and Title of Immediate Supervisor: _____

Your Job Title: _____

Date Employed: From _____ To _____

Reason for Leaving: _____

ADDITIONAL EMPLOYMENT HISTORY

Employing Agency or Institution: _____

Date Employed: From _____ To _____

VIOLATIONS OF THE LAW:

The following questions have to do with violations of the law. A conviction for a violation does not automatically mean that you cannot be appointed. Give all pertinent facts so that a decision can be made. In answering these items, you may omit minor traffic violations.

- a. Have you ever been convicted of an offense against the law? ____Yes ____No
- b. Have you ever been convicted of an offense against the law while in military service?
____Yes ____No
- c. Do you have any conviction pursuant to adjudication in a juvenile court, a youthful offender act or a first offender act? ____Yes ____No

If the answer to any of the above items is "YES", give details below. For each offense, please show the date, charge, place, court, and action taken. Attach extra sheets if necessary.

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CERTIFICATION

I certify that all information given in this biographical sketch is true and correct to the best of my knowledge and belief. I hereby authorize Clayton County State and Superior Courts to verify any information contained in this application or supporting supplements to this document. I understand the State and Superior Courts has the **DISCRETION TO WITHHOLD OR REVOKE CERTIFICATION OF A PROCESS SERVER EVEN WHEN ADJUDICATION HAS BEEN WITHHELD, BASED ON THE NATURE OF THE OFFENSE.**

Signature: _____ Date: _____

ENDORSEMENT

The undersigned member in good standing of the State Bar of Georgia hereby endorses the above applicant to be appointed as a permanent process server of Clayton County State and Superior Courts and attests to such applicant's good character, honesty and integrity.

This ____ day of _____, 20____.

Attorney at Law
Georgia State Bar Number _____

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AFFIDAVIT

STATE OF _____

COUNTY OF _____

I, _____, residing at

_____ dose hereby swear under penalty that:

1. I am over 18 years of age and competent enough to testify of my own knowledge of the facts stated herein.
2. All the facts stated by me herein are true, correct and completed to the best of my knowledge and understanding.

3. _____

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this _____ day of _____, 20____.

Affiant

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Before me, the undersigned authority in and for _____ County and
_____ State personally appeared _____ (affiant) who is known to me and
who swore to and subscribed before me this _____ day of _____, 20____.

NOTARY PUBLIC

My Commission Expires: _____

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STATEMENT OF POLICY

REGARDING THE CONDUCT OF PERMANENT PROCESS SERVERS

Service of process is the first contact that many individuals will have with the court system. Legal proceedings are often stressful and upsetting to the parties involved. In order to respect the rights of the public and to promote efficient, orderly service of process, the Clayton County State and Superior Courts has adopted this Statement of Policy.

It is the policy of the Clayton County State and Superior Courts that Permanent Process Servers conduct themselves at all times with the utmost professionalism and treat the parties to be served with dignity and courtesy.

In order to achieve these goals, the Court requires that the following specific rules be observed by Permanent Process Servers:

1. Process servers shall treat parties to be served with respect and courtesy. As such, process servers should refrain from behaving in a threatening or abusive manner and should avoid physical contact with the parties.
2. Process servers should refrain from using threatening or vulgar language while serving process.
3. Process servers should refrain from attempting to forcibly enter the home or business or other property of a party to be served.
4. Process servers shall not serve process while they are under the influence of alcohol or drugs.
5. Process servers shall not carry weapons or firearms while serving process except to the extent authorized by law.

I have read and understand the foregoing Statement of Policy Regarding Conduct of Permanent Process Servers, and I agree to comply with the specific rules as well as the general intent of the statement. I understand that a violation of these rules can lead to my removal from the list of Permanent Process Servers for Clayton County State and Superior Courts.

Signature

Date