

SUPERIOR COURT OF THE  
STATE OF ARIZONA FOR THE  
COUNTY OF MARICOPA

CLERK OF THE SUPERIOR COURT  
NOV 19 2020 FILED  
NOV 18 2020 12:50 pm  
C. O'Neill, Deputy

1 LAURIE AGUILERA, ET. AL.,

2 Petitioner/Plaintiff,

3 and

4 ADRIAN FONTES; ET. AL,

5 Respondent/Defendant.

6 Case No. CV2020-014562

7 **DECLARATION OF SERVICE**

8  
9  
10  
11 JOSHUA D. BANKO,

12 Subpoenaed,

CLERK OF THE  
SUPERIOR COURT  
OFFICE OF THE CLERK  
19 NOV 19 PM 12:50

13  
14 **SERVED ON: MIA VARGAS-CLERK OF THE BOARD ASSISTANT**

15 **ADDRESS: 301 W. JEFFERSON ST., 10<sup>TH</sup> FLOOR, PHOENIX, AZ 85003**

16 NARRATIVE: THE MARICOPA COUNTY CLERK ACCEPTED A COPY OF THE SUBPOENA  
17 FOR JOSHUA D. BANKO. FURTHERMORE, I CALLED ALEXANDER KOLODIN, ESQ. AND HE  
18 CONTACTED JOSEPH LARUE, ESQ., WHO IS THE ASSISTANT PRACTICE GROUP LEADER  
19 AND GOVERNMENT ADVISOR FOR THE MARICOPA COUNTY ATTORNEY'S OFFICE. FOR  
20 THE RECORD, JOSHUA D. BANKO IS NO LONGER WORKING FOR THE COUNTY.  
21 SEE ATTACHED EXHBIT A.

22 THE UNDERSIGNED CERTIFIES UNDER PENALTY: THAT I YESENIA FELICIANO BEING FULLY  
23 QUALIFIED THROUGH THE ARIZONA CODE OF JUDICIAL ADMINISTRATION UNDER ARCP 4(d),  
24 4(e), AND 45(d); ARFLP 40(C), TO SERVE PROCESS IN THIS ACTION WITHIN THE STATE IN  
25 WHICH IT WAS SERVED, HAVING BEEN SO APPOINTED BY THE COURT.

26 **DOCUMENT(S) SERVED**

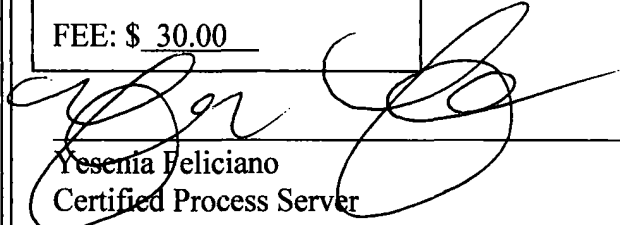
27 1. CIVIL SUBPOENA (ARCP, RULES 45 AND 84).

28 THE CLIENT IS RESPONSIBLE FOR ALL AGREED UPON COSTS AND FEES RELATED TO THE  
ABOVE SERVICE OF PROCESS, AS AUTHORIZED BY A.R.S. §12-3301(C).

SERVED ON: 11/18/2020

TIME: 11:15am

FEE: \$ 30.00

  
Yesenia Feliciano  
Certified Process Server  
Maricopa County, Lic. No. 8773



**Maricopa County**

Mia Vargas  
Clerk of Board Assistant

Clerk of the Board

301 W. Jefferson St. 10th Fl  
Phoenix, Arizona 85003

Email: Mia.Vargas@Maricopa.Gov  
Office: 602-506-7947  
Fax: 602-506-6402

**OFFICER OF  
THE COURT**

**EXHIBIT A**



Yesenia Feliciano &lt;legalworksaz@gmail.com&gt;

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**Fwd: Service of Subpoenas**

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**Alexander Kolodin** <alexander.kolodin@kolodinlaw.com>  
To: Yesenia Feliciano <legalworksaz@gmail.com>

Wed, Nov 18, 2020 at 11:02 AM

----- Forwarded message -----

From: **Alexander Kolodin** <alexander.kolodin@kolodinlaw.com>

Date: Wed, Nov 18, 2020 at 10:56 AM

Subject: Service of Subpoenas

To: Joseph La Rue &lt;laruej@mcao.maricopa.gov&gt;

Cc: Sue Becker &lt;SBecker@publicinterestlegal.org&gt;, Christopher Viskovic &lt;cviskovic@kolodinlaw.com&gt;, Chris Ford &lt;cford@kolodinlaw.com&gt;

Dear Joseph:

As per our call this morning, Defendants have agreed to produce Scott Jarrett without the necessity of a subpoena.

The County accepted a copy of Mr. Banko's subpoena, notwithstanding your contention that the County cannot accept service because he is now not a county employee. As you know, lead counsel for the county has very recently represented to the courts that Mr. Banko is not a county employee and sought and obtained a court order that we were not to contact him on that basis. The Court agreed. This is the law of the case. This action by the county caused significant delay in our ability to locate his whereabouts and serve him with a subpoena. The county changing its position now that this delay has been incurred in placing an important witness under subpoena is not a proper litigation tactic. Please note that if the county fails to produce Mr. Banko we will expect the county will agree to entry of his declaration into the record.

--  
Alexander Michael del Rey Kolodin  
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*This firm sometimes engages in debt collection activities. Any information obtained will be used for that purpose.*

--  
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