

**VERTILE JEAN**  
**VS.**  
**T.N.T. FARMS**

WITNESS TO BE SERVED: CARLOS MORICE AND ARMANDO GUADAMUZ.  
SUBPOENAS RECEIVED BY PROCESS SERVER SUBCONTRACTED BY T/C MANN ON  
DECEMBER 14, 2011. NON SERVICE AND AFFIDAVIT OF AVOIDANCE ISSUED ON  
FEBRUARY 6, 2011.

**JHMPI:** RECEIVED THIS PROCESS ON MAY 9, 2011. ON MAY 11, 2012 AT 7:45 AM  
SERVICE WAS EFFECTUATED ON WITNESS: CARLOS MORISE AS HE ATTEMPTED TO  
SNEAK INTO VEHICLE PARKED IN THE HOME NEXT DOOR AT 7:45 AM AFTER A  
BRIEF SURVEILLANCE. PLEASE NOTE THAT THIS WITNESS ALSO HAD A  
FORECLOSURE CASE 2012-14961 CA 01 ISSUED ON APRIL 13, 2012 WHERE THE  
PROCESS SERVER HAD BEEN ATTEMPTING TO SERVE FOR OVER ONE MONTH.  
CONTACT CARDS WERE STILL TAPED TO DOOR AS WELL AS JUNK MAIL. THE  
SERVER WAS ABLE TO SERVE THE DEFENDANT ON THAT CASE THE FOLLOWING  
DAY WITH OUR ASSISTANCE.

WITNESS: ARMANDO GUADAMUZ WAS ATTEMPTED AND NON-SERVED AT THE  
ADDRESS ON SUBPOENA BECAUSE HE DID NOT RESIDE. A LOCATE/SKIP TRACE  
AND INVESTIGATION WAS CONDUCTED. ONE SOURCE ADVISED THAT WITNESS  
POSSIBLY RESIDED IN AN APARTMENT COMPLEXT JUST SOUTH OF BIRD ROAD  
AND A FEW BLOCK WEST OF 67<sup>TH</sup> AVENUE. ON MAY 11, 2012 AT 7:00 AM, WE  
LOCATED A GATED FOUR BUILDING APARTMENT COMPLEX THAT CONSIST OF  
205 UNITS AT 6860 SW 44<sup>TH</sup> ST. WE LOCATED A VEHICLE REGISTERED TO THE  
WITNESS PARKED CLOSE TO ONE BUILDING. SERVICE OF WITNESS WAS  
EFFECTUATED AFTER A BRIEF SURVEILLANCE AS HE ATTEMPTED TO ENTER HIS  
VEHICLE. PLEASE NOTE THAT THIS WITNESS WAS NOT LISTED ON THE CALL BOX,  
WITH THE LEASING OFFICE, NOR ANY UTILITIES. A PHOTO WAS TAKEN OF  
WITNESS LOCKING THE GPS COORDINATES AS WELL AS THE DAY AND TIME OF  
SERVICE.

**Vertile Jean vs. T.N.T. Farms**

**NON-SERVICE &  
NOTES FROM  
PREVIOUS SERVER**



888974

AFFIDAVIT OF RITA MONTERO

I, Rita Montero, am licensed in the State of Florida as a process server. I am employed by T.C. Mann, Inc. I am bi-lingual Spanish/English and use my Spanish speaking skills to communicate with Spanish speaking witnesses and individuals as I did in this matter. This affidavit is made upon my personal knowledge.

1. I received a subpoena for deposition for service upon Armando Guadamuz from the Klein Glasser law firm on December 14, 2011. A copy of the subpoena and my notes on the returns of service are attached hereto;

2. Through an investigator hired by the Defendants, I was informed of several potential addresses for service including a church at which I was informed Mr. Guadamuz worked as a volunteer at a church;

3. I attempted service first at 10504 S.W. 161 Place, Miami, Florida, on December 14<sup>th</sup>. I was advised by the tenant occupant that Mr. Guadamuz no longer lived there and that he had moved in the end of November 2011;

4. I then attempted service multiple times at 11500 S.W. 178<sup>th</sup> Terrace, which I was told was the house of one of his sons. The grandson who resided there told me that Mr. Guadamuz lived there but that he "comes and goes." I attempted service at that address seven times at varying hours (December 15, December 17, December 20, December 22, December 27, December 29, and January 3, 2012. Every time I went there I was informed that Mr. Guadamuz was not there at that time;

5. I also tried unsuccessfully to locate Mr. Guadamuz at St. Joachim Catholic Church where I was told he volunteered;

6. My husband Jose Montero is also a licensed process server. He had previously attempted to serve Armando Guadamuz at another address, 11944 S.W. 273<sup>rd</sup> Street in Homestead. Service was made on a man named Armando Guadamuz at that address but we learned later that this Armando Guadamuz is the son of the elder

Armando Guadamuz, not the witness upon whom the process was intended to be served;

7. I also tried calling Mr. Guadamuz on the phone numbers I received from the Defendants, which were numbers he used when he was employed by the Defendants. I left messages but received no return calls;

7. Based upon my experience as a process server, I believe that Armando Guadamuz is avoiding and evading process. I am also surprised that his son, who has the same name, did not inform my husband that he had the wrong Armando Guadamuz as he could see from the subpoena the name of the matter and that it involved his father's former employer.

FURTHER AFFIANT SAYETH NAUGHT

R. Montero # 398  
RITA MONTERO

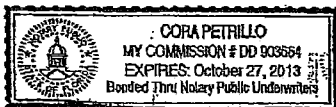
STATE OF FLORIDA )  
: SS  
COUNTY OF MIAMI-DADE )

BEFORE ME, the undersigned authority, personally appeared RITA MONTERO, who is personally known to me or who has produced \_\_\_\_\_ as identification and who after being sworn, deposes and states that the foregoing is true and correct in all respects.

SWORN TO AND SUBSCRIBED before me this 6<sup>th</sup> day of February, 2012.

Cora Pettillo  
NOTARY PUBLIC, STATE OF FLORIDA

My commission expires:



**Vertile Jean vs. T.N.T. Farms**

**SERVICE  
INFORMATION  
FROM JHMPI**

REC'D  
SERVED PS  
DATE 5/11/12 TIME 7:45 AM  
PS PS  
(Print / Sign Name)

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

CERTIFIED IN THE CIRCUIT COURT OF

11 JUDICIAL CIRCUIT CERT # 351

VERTILE JEAN, ROSE ALTIDOR, ET AL )

*Plaintiff* )

v. )

T-N-T FARMS, INC., JOHN TORRESE, ET AL )

*Defendant* )

Civil Action No. 10-22467-CIV-SEITZ

(If the action is pending in another district, state where: )

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: Carlos Morice  
11944 S.W. 273 Street, Homestead, FL

**Testimony:** YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization that is *not* a party in this case, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Place: KLEIN GLASSER PARK LOWE & PELSTRING, PL, 9130 So. Dadeland Blvd., Datan II, Suite 1225, Miami, FL 33156	Date and Time: 05/17/2012 9:30 am
--	--------------------------------------

The deposition will be recorded by this method: Court Reporter

**Production:** You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material:

The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: 05/08/2012

CLERK OF COURT

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

OR

Sherryll Dunaj Dunaj  
*Attorney's signature*

The name, address, e-mail, and telephone number of the attorney representing (name of party) Sherryll Dunaj, Esq.  
Counsel for Defendant TNT Farms, who issues or requests this subpoena, are:  
9130 So. Dadeland Blvd., Datan II, Suite 1225, Miami, FL 33156; (305) 670-3700; dunajs@kgplp.com



888974

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF  
FLORIDA

VERTILE JEAN, ROSE ALTIDOR, ET AL.

Plaintiff,

vs.

T-N-T FARMS, INC., JOHN TORRESE, ET  
AL.

Defendant.

Case No.: 10-22467-CIV-SEITZ

VERIFIED RETURN OF SERVICE



\*888974\*

Pursuant to the request of **JAMES M. SCHIFF, ESQUIRE**, received this process on **05/09/2012** at **5:50 PM** to be served upon:

**CARLOS MORICE**

State Of Florida  
COUNTY OF MIAMI-DADE ss.

HEARING/DEPOSITION: **05/17/2012** at **9:30 AM**

I, **Jose H. Mejia**, depose and say that:


On **05/11/2012** at **7:45 AM**, I served the within **SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL CASE** on **CARLOS MORICE** at **11944 SW 273RD STREET, HOMESTEAD, FL 33032** in the manner indicated below:

**INDIVIDUAL SERVICE: -- F.S. 48.031 (1)(a):** By delivering to the within named person a true copy of this process with the date and hour of service endorsed thereon by me, and a copy of the complaint, petition or other initial pleading or paper (if any) and informing the person of the contents.

I certify that I am over the age of 18, I am not a party to this action and have no interest in the process being served, and I am a Certified Process Server or Special Process Server in good standing in the judicial circuit/county in which the process was served or am otherwise duly authorized to have served process in the jurisdiction where process was served.

Under penalty of perjury I declare that I have read the foregoing Verified Return of Service and that the facts stated in it are true.

X

  
\_\_\_\_\_  
**Jose H. Mejia** Cert/ Appt#: 351

Notary Not Required Pursuant To F.S. 92.525.

**JOSE H. MEJIA, P.L., INC.; 161 BENTLEY DRIVE; MIAMI SPRINGS, FL 33166; 305-871-6477**

REC'D \_\_\_\_\_

SERVED PS

UNITED STATES DISTRICT COURT

DATE 5/12/12 TIME 7:50 AM

for the

PS \_\_\_\_\_

Southern District of Florida

(Print / Sign Name)

CERTIFIED IN THE CIRCUIT COURT OF

11 JUDICIAL CIRCUIT CERT # 351

VERTILE JEAN, ROSE ALTIDOR, ET AL )

*Plaintiff* )

v. )

T-N-T FARMS, INC., JOHN TORRESE, ET AL )

*Defendant* )

Civil Action No. 10-22467-CIV-SEITZ

(If the action is pending in another district, state where: )

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: Armando Guadamuz  
~~11944 S.W. 275 Street, Homestead, FL~~

**6920 SW 44 ST  
#111  
MIAMI, FL**

**Testimony:** YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization that is *not* a party in this case, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Place: KLEIN GLASSER PARK LOWE & PELSTRING, PL, 9130 So. Dadeland Blvd., Dattran II, Suite 1225, Miami, FL 33156	Date and Time: 05/30/2012 10:00 am
--	---------------------------------------

The deposition will be recorded by this method: Court Reporter

**Production:** You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material:

The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: 05/08/2012

CLERK OF COURT

Signature of Clerk or Deputy Clerk

OR

*Sherryl Dunaj*  
Attorney's signature

The name, address, e-mail, and telephone number of the attorney representing (name of party) Sherryl Dunaj, Esq.  
Counsel for Defendant TNT Farms, who issues or requests this subpoena, are:  
9130 So. Dadeland Blvd., Dattran II, Suite 1225, Miami, FL 33156; (305) 670-3700; dunajs@kgplp.com



888976



UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF  
FLORIDA

VERTILE JEAN, ROSE ALTIDOR, ET AL.

Plaintiff,

vs.

T-N-T FARMS, INC., JOHN TORRESE, ET  
AL.

Defendant.

Case No.: 10-22467-CIV-SEITZ

VERIFIED RETURN OF SERVICE



\*888976\*

Pursuant to the request of JAMES M. SCHIFF, ESQUIRE, received this process on 05/09/2012 at 5:51  
PM to be served upon:

ARMANDO GUADAMUZ

State Of Florida  
COUNTY OF MIAMI-DADE ss.

HEARING/DEPOSITION: 05/30/2012 at: 10:00 AM

I, Jose H. Mejia, depose and say that:

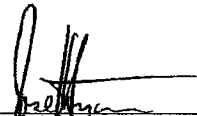
On 05/12/2012 at 7:50 AM, I served the within SUBPOENA TO TESTIFY AT A DEPOSITION IN A  
CIVIL CASE on ARMANDO GUADAMUZ at 6920 SW 44 ST #111, MIAMI, FL in the manner  
indicated below:

**INDIVIDUAL SERVICE: - F.S. 48.031 (1)(a):** By delivering to the within named person a true copy of  
this process with the date and hour of service endorsed thereon by me, and a copy of the complaint,  
petition or other initial pleading or paper (if any) and informing the person of the contents.

I certify that I am over the age of 18, I am not a party to this action and have no interest in the process  
being served, and I am a Certified Process Server or Special Process Server in good standing in the  
judicial circuit/county in which the process was served or am otherwise duly authorized to have served  
process in the jurisdiction where process was served.

Under penalty of perjury I declare that I have read the foregoing Verified Return of Service and that the  
facts stated in it are true.

X

  
\_\_\_\_\_  
Jose H. Mejia / Cert/Appt#: 351

Notary Not Required Pursuant To F.S. 92.525.

JOSE H. MEJIA, P.I., INC.; 161 BENTLEY DRIVE; MIAMI SPRINGS, FL 33166; 305-871-6477