

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
CENTRAL DIVISION**

**JASON LYNCH**

**PLAINTIFF**

**vs.**

**NO. 4:24-cv-00740-LPR-BBM**

**CLAYTON EDWARDS;  
LT. HANNAH ROSS; CONNER GOODWIN;  
ZACHARY RODGERS;  
and SGT. SWINDLE**

**DEFENDANTS**

**BRIEF IN SUPPORT OF MOTION TO SET ASIDE  
SERVICE OF PLAINTIFF'S COMPLAINT**

Rule 4(b) of the Federal Rules of Civil Procedure states that:

On or after filing the complaint, the plaintiff may present a summons to the clerk for signature and seal. If the summons is properly completed, the clerk must sign, seal, and issue it to the plaintiff for service on the defendant. A summons- or a copy of the summons that is addressed to multiple defendants- must be issued for each defendant to be served.

Rule 5(b) of the Federal Rules of Civil Procedure states that:

(1) *Serving an Attorney.* If a party is represented by an attorney, service under this rule must be made on the attorney unless the court orders service on the party.

(2) *Service in General.* A paper is served under this rule by:

- (A) handing it to the person;
- (B) leaving it:
  - (i) at the person's office with a clerk or other person in charge or, if no one is in charge, in a conspicuous place in the office; or
  - (ii) if the person has no office or the office is closed, at the person's dwelling or usual place of abode with someone of suitable age and discretion who resides there;
- (C) mailing it to the person's last known address—in which event service is complete upon mailing;
- (D) leaving it with the court clerk if the person has no known address....

Named Defendants “Cody Siler (Sciler)”, “Donald Wood (CO Woo)”, and Haley Workman (Sgt. Workman) have not been properly served with summons and complaint. Siler, Wood, and Workman were no longer employed with White County when the summons and copy of the complaint was delivered by U.S. Mail to 1600 East Booth Road, Searcy, Arkansas 72143, and an employee of the Sheriff's Office opened the package. Defendants Siler, Wood, and Workman, thus, have no notice of ever being served with the summons and complaint. The summons and complaint

have not been properly served upon purported Defendants Siler, Wood, and Workman, and service should be set aside with regard to the defendants. *See, e.g., Barber v. Shock*, 2009 U.S. Dist. LEXIS 30905, 2009 WL 856451 (E.D. Ark. Mar. 30, 2009) (magistrate set aside service and process where purported defendant was no longer employed by the county and another employee accepted the summons and complaint).

Respectfully submitted,

CLAYTON EDWARDS, in his individual and official capacities; LT. HANNAH ROSS; CONNER GOODWIN; ZACHARY RODGERS; and SGT. SWINDLE, in their individual capacity, *Defendants*

Kaylen S. Lewis  
Ark. Bar. No. 2012254  
OWENS & PARKER LAW FIRM, P.A.  
**Mailing Address:** P.O. Box 850  
Conway, Arkansas 72033-0850  
**Physical Address:** 1160 Markham St., Ste. 2  
Conway, Arkansas 72032  
Telephone: (501) 764-4334  
Telefax: (501) 764-9173  
Email: lewis@jowenslawfirm.com

#### **CERTIFICATE OF SERVICE**

I hereby certify that on February 23, 2026, I presented the foregoing to the Clerk of the Court for filing and uploading to the CM/ECF system, and I mailed the document by United States Postal Service to the following non CM/ECF participant:

Jason Lynch  
Reg #07405-510  
El Reno  
Federal Correctional Institution  
Inmate Mail/Parcels  
P.O. Box 1500  
El Reno, OK 73036

Kaylen S. Lewis  
Kaylen S. Lewis