SUMMONS COMPLAINT FOR WRONGFUL DEATH			
First Judicial District Court County of Santa Fe 225 Montezuma Ave. Santa Fe, NM 87501 Phone: 505.455.8250	Case Number: D-101-CV-2020-01781 Judge: Honorable Kathleen McGarry		
TODD LOPEZ, As Personal Representative of the ESTATE OF DOROTHY M. DUGGINS, Plaintiff,	TO: Life Care Center of Farmington 1101 W. Murrary Drive Farmington, New Mexico 87401		
LIFE CARE CENTERS OF AMERICA, INC. LIFE CARE CENTER OF FARMINGTON, PHILLIP NICKSE, in his Individual and Official Capacities,			
Defendants.			

TO THE ABOVE NAMED DEFENDANT(S): Take notice that:

- 1. A lawsuit has been filed against you. A copy of the lawsuit is attached. The Court issued this Summons.
- 2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA) The Court's address is listed above.
- 3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.
- 4. If you do not respond in writing, the Court may enter judgment against you as requested in the lawsuit.
- 5. A Jury Trial has already been requested and you are also being serviced with the <u>Jury Demand</u> and Plaintiff's First Discovery Instrument no later than forty-five (45) days from the date



you are served with this Summons.

- 6. If you need an interpreter, you must ask for one in writing.
- 7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at www.nmbar.org; 1-800-876-6227; or 1-505-797-6066.

Dated at ______ Santa Fe ______, New Mexico, this 14th day of August _____, 2020 _.

KATHLEEN VIGIL
CLERK OF DISTRICT COURT

marina Sisner

By: _____



/s/Joshua K. Conaway

Joshua K. Conaway 3301 San Mateo Boulevard Albuquerque, New Mexico 87110 Telephone: 505.243.6045 Facsimile: 505.243.6642 jconaway@fchclaw.com

and

Nichole Henry
WHITENER LAW FIRM PA
4110 Cutler Avenue NE
Albuquerque, New Mexico 87110-3896
Telephone: 505.242.3333
Fax: 505.242.3322
nichole@whitenerlaw.com

ATTORNEYS FOR PLAINTIFFS

THIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 NMRA OF THE NEW MEXICO RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.



RETURN¹

STATE OF NEW MEXICO)
) ss)))))))))))))))))
I, being duly sworn, on oath, state that I am over the age of eighteen (18) years and not a party to this lawsuit, and that I served this summons in county on the day of,, by delivering a copy of this summons, a copy of the discovery, with a copy of complaint attached, in the following manner:
(check one box and fill in appropriate blanks)
[] to the defendant (used when defendant accepts a copy of summons, discovery, and complaint or refuses to accept the summons, discovery, and complaint)
[] to the defendant by [mail] [courier service] as provided by Rule 1-004 NMRA (used when service is by mail or commercial courier service).
After attempting to serve the summons and complaint on the defendant by personal service or by mail or commercial courier service, by delivering a copy of this summons, a copy of the discovery, with a copy of complaint attached, in the following manner:
[] to, a person over fifteen (15) years of age and residing at the usual place of abode of defendant, (used when the defendant is not presently at place of abode) and by mailing by first class mail to the defendant at (insert defendant's last known mailing address) a copy of the summons and complaint.
[] to, the person apparently in charge at the actual place of business or employment of the defendant and by mailing by first class mail to the defendant at (insert defendant's business address) and by mailing the summons and complaint by first class mail to the defendant at (insert defendant's last known mailing address).
[] to, an agent authorized to receive service of process for defendant
[] to
[] to
Fees:
Signature of person making service
Title (if any)



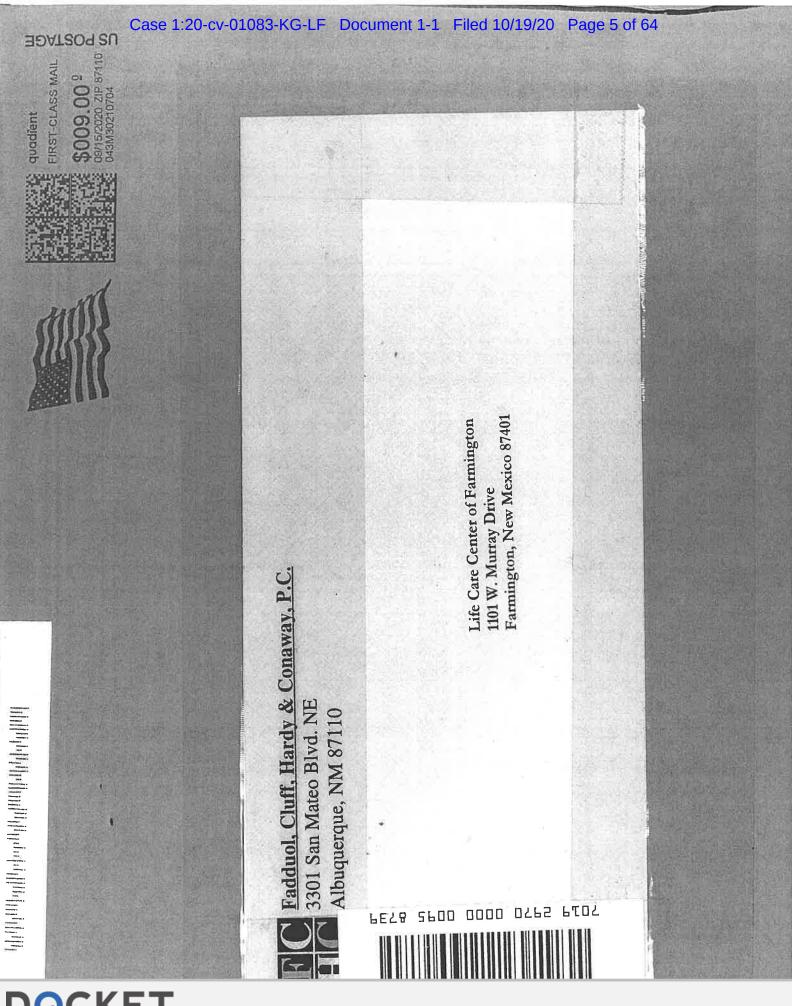
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Subscribed and sworn to before me this	day of	•	²
Judge, notary or other officer authorized to administer oaths			
Official title			

USE NOTE

- 1. Unless otherwise ordered by the court, this return is not to be filed with the court prior to service of the summons and complaint on the defendant.
- 2. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy sheriff need not be notarized.





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