UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

AARON SURINA, The Surina Family et al;,
Plaintiff,

Case No. 2:26-cv-00048-RLP

V.

SIRINYA SURINA (also known as **SIRINYA POLARJ**);
STANLEY ALLAN KEMPNER JR., in his individual capacity;
JUDGE K.P. PALUBICKI, in his individual capacity for non-judicial acts and official capacity for prospective relief only;
KIM KILHAM, Superior Court Administrator, in her individual and official capacities;
KIMBERLY BRADEN, Judicial Assistant, in her individual and official capacities;
LEAH M. HILL, Assistant to Presiding Judge, in her individual and official capacities;
SPOKANE COUNTY SUPERIOR COURT CLERK, in official capacity;
COMMISSIONER TAMI CHAVEZ, in her official capacity;
SPOKANE COUNTY, WASHINGTON;
JOHN DOES 1-10;

Defendants.

MOTION FOR SERVICE OF PROCESS BY UNITED STATES MARSHAL

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Plaintiff Aaron Michael Surina, appearing *pro se*, respectfully moves this Court for an Order directing the United States Marshal to serve process on all Defendants pursuant to Federal Rule of Civil Procedure 4(c)(3).

I. LEGAL STANDARD

Federal Rule of Civil Procedure 4(c)(3) provides:

"At the plaintiff's request, the court may order that service be made by a United States marshal or deputy marshal... **if the plaintiff is authorized to proceed *in forma pauperis* under 28 U.S.C. § 1915**..."

II. PLAINTIFF IS PROCEEDING IN FORMA PAUPERIS

a. On January 30, 2026, this Court granted Plaintiff's Application to Proceed *In Forma Pauperis*.

2. Plaintiff has **zero income** and is financially unable to pay the costs of service.

3. As a party proceeding *in forma pauperis*, Plaintiff is **entitled to service by the United States Marshal** pursuant to Rule 4(c)(3).

III. DEFENDANTS TO BE SERVED

Plaintiff respectfully requests the United States Marshal to serve the following Defendants:

A. Defendants in Spokane County, Washington:

1. SIRINYA SURINA (also known as SIRINYA POLARJ)
Address: 9120 W. Silver St, Cheney, WA 99004 or Sirinya Thai Restaurant & Lounge (Thai restaurant in Spokane)

2. STANLEY ALLAN KEMPNER JR. (Individual Capacity)
900 N. Maple St #200
Spokane, WA 99201

3. JUDGE K.P. PALUBICKI (Individual Capacity)
PO BOX 187, Ritzville, WA 99169
c/o Spokane County Superior Court
1116 W. Broadway Ave.
Spokane, WA 99260

4. KIM KILHAM (Individual and Official Capacities)
Superior Court Administrator
Spokane County Superior Court
1116 W. Broadway Ave.
Spokane, WA 99260

5. KIMBERLY BRADEN (Individual and Official Capacities)
Judicial Assistant
Adams County Superior Court
210 W. Broadway, Room 200
Ritzville, WA 99169
(Assigned to Spokane matters)

6. SPOKANE COUNTY SUPERIOR COURT CLERK (Official Capacity)
Office of the Clerk
Spokane County Superior Court
1116 W. Broadway Ave.
Spokane, WA 99260

7. LEAH M. HILL (Individual and Official Capacities)

Assistant to Presiding Judge
Spokane County Superior Court
1116 W. Broadway Ave.
Spokane, WA 99260

8. COMMISSIONER TAMI CHAVEZ (Official Capacity)
Spokane County Superior Court
1116 W. Broadway Ave.
Spokane, WA 99260

9. SPOKANE COUNTY, WASHINGTON (Monell Defendant)
c/o Spokane County Prosecuting Attorney
Civil Division
1100 W. Mallon Ave.
Spokane, WA 99260

B. Service on Unknown Defendants:

10. JOHN DOES 1-10
Plaintiff will provide identifying information as it becomes available through discovery.

IV. DOCUMENTS TO BE SERVED

The United States Marshal shall serve the following documents on each Defendant:

1. **Summons** (to be issued by the Clerk);
2. **Second Amended Complaint** with all exhibits;
3. **Emergency Motion for Temporary Restraining Order** (if applicable);
4. **Declaration of Aaron Michael Surina in Support**;
5. **Proposed Temporary Restraining Order**;
6. **Notice of Hearing** (if hearing scheduled);

V. SPECIAL CIRCUMSTANCES

A. Service on Judge Palubicki (Individual Capacity)

1. Defendant Judge K.P. Palubicki is sued **in his individual capacity ONLY** for non-judicial acts and acts in clear absence of jurisdiction.
2. Service should be made at his **personal address** (if available through court records) or at the courthouse where he presides.
3. The Summons and Complaint should clearly state: **"INDIVIDUAL CAPACITY - NOT OFFICIAL CAPACITY"**

B. Service on Attorney Kempner (Individual Capacity)

1. Defendant Stanley Kempner Jr. is sued **in his individual capacity ONLY** for personal misconduct outside his representative capacity.
2. Service at his law office (Winston & Cashatt) is appropriate.
3. The Summons and Complaint should clearly state: **"INDIVIDUAL CAPACITY - NOT REPRESENTATIVE CAPACITY"**

C. Urgency - Emergency TRO Pending

1. Plaintiff has filed an **Emergency Motion for Temporary Restraining Order** to prevent international parental kidnapping.
2. **Expedited service is respectfully requested** to allow Defendants to respond to the emergency motion.
3. The children (ages 13 and 9) are at **immediate risk** of removal to Thailand where:
   - **14% of children are never recovered** (NCMEC statistics);
   - Plaintiff has zero income and cannot afford Thai legal counsel;

VI. ALTERNATIVE SERVICE IF NEEDED

If personal service cannot be accomplished, Plaintiff respectfully requests the Court authorize alternative service methods, including:

- Service by certified mail, return receipt requested;
- Service at Defendant's place of employment;
- Service on Defendant's attorney (where applicable);
- Service by publication (as a last resort for unknown defendants);

VII. CONCLUSION

For the foregoing reasons, Plaintiff respectfully requests this Court enter an Order directing the United States Marshal to serve process on all Defendants as listed above.

DATED: February 10, 2026

Respectfully submitted,

/s/ Aaron Michael Surina

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Hayden, Idaho 83835
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CERTIFICATE OF COMPLIANCE

I certify that this Motion complies with the page limitations and formatting requirements of the Local Rules of the United States District Court for the Eastern District of Washington.

/s/ Aaron Michael Surina
Aaron Michael Surina