



Arizona Supreme Court No. R-14-0019  
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TO:  
Rule 28 Distribution  
David K Byers

**ATTACHMENT<sup>1</sup>**

**Arizona Rules of Family Law Procedure**

**Rule 40. Process**

**A. – H.** [No change in text.]

**I. Summons; Time Limit for Service.** If service of the summons and petition is not made upon a respondent within one hundred twenty (120) days after the filing of the petition, the court, upon motion or on its own initiative after notice to the petitioner, shall dismiss the action without prejudice as to that respondent or direct that service be effected within a specified time; provided that if the petitioner shows good cause for the failure, the court shall extend the time for service for an appropriate period. This subdivision does not apply to service in a foreign country pursuant to Rules 42(F), (G), (H), and (I), or to service of a paternity action described in paragraph (J) of this Rule.

**J. Time Limit for Service; Paternity Actions Involving Adoption.** A potential father who has been served with notice of a planned adoption pursuant to A.R.S. § 8-106(G) must file and serve on the mother, or an attorney or agency that is licensed in this State and that is representing the mother, a copy of the verified petition to establish paternity and summons within thirty (30) days after completion of service of the notice of the planned adoption. The court shall dismiss any proceeding that is barred pursuant to A.R.S. § 8-106(J).

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<sup>1</sup> Additions in rule text are indicated by underscoring.