

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

SUPERIOR COURT

CIVIL ACTION No: 14 01410

BHARANIDHARAN PADMANABHAN MD PhD)
(Dr BHARANI))
Plaintiff, pro se)
)
v.)
)
CITY OF CAMBRIDGE,)
CAMBRIDGE PUBLIC HEALTH COMMISSION)
(dba Cambridge Health Alliance - CHA),)
et al)
Defendants)

MOTION TO OPPOSE COMMONWEALTH DEFENDANTS’ MOTION TO STRIKE
 PLAINTIFF’S RETURN OF SERVICE

- 1 The Commonwealth has moved this Honorable Court to strike returns of service despite summons & complaint being served within customary practice.

- 2 The Defendants in question are Commonwealth employees and are being sued on the basis of their unlawful abuse of government office to support corruption and insurance fraud and retaliate in conscious violation of MGL Ch149 §187.

- 3 These Commonwealth employees were served at their workplace and the summonses were accepted by attorneys employed by their workplace. Their attorneys could easily have refused to accept service by hand from a duly-authorized Sheriff.

- 4 The Commonwealth's insistence that the only proper service is one at the Commonwealth employees' home is inexplicable and inconsistent.
- 5 No prisoner suing the Prison Warden is ever made to serve the Summons & Complaint at the Prison Warden's personal home, for example.
- 6 Given that there is no Motion to hold Commonwealth defendants in Default, despite Attorney James Paikos being an attorney himself who consciously disregarded a Summons served at his workplace by a Sheriff in early January, the Commonwealth's rationale is even more inexplicable. The Commonwealth has not explained to the Court why Attorney James Paikos ignored the Summons.
- 7 Pro se Plaintiff also relied on Rule 9A to serve Julian Harris in Washington DC by Certified Mail with signed Return Receipt. No default motion was filed.
- 8 Wherefore Plaintiff respectfully requests this Honorable Court to dismiss the Commonwealth's rationale and its Motion to Strike Returns of Service to all Commonwealth defendants.

Respectfully submitted,

28 February 2015

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