UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

DR. KASIPPILLAI MANOHARAN, et al.,

Plaintiffs,

v.

Civil Action No. 11-235 (CKK)

PERCY MAHENDRA RAJAPAKSA,

Defendant.

ORDER

(October 13, 2011)

On October 1, 2011, Plaintiffs filed [6] Motion for Service by Publication or Alternative Means. Having unsuccessfully served Defendant with process via the Hague Convention, mail, and in person, Plaintiffs now seek to serve Defendant with process by one of a number of means, including publication, Twitter, Facebook, and email.

Having evaded service in person and refusing service under the international agreement established for the purpose of service of process on international defendants, "it is not reasonably possible or practicable to give more adequate warning" to Defendant than service by publication. *Mullane v. Central Hanover Bank & Trust Co.*, 339 U.S. 306, 317 (1950). Assuming that Defendant does not already have actual notice of the action based on Plaintiffs' attempts to serve process under the Hague Convention, publication in newspapers of general circulation six days per week for four weeks is reasonably calculated to apprise Defendant of the lawsuit and afford him an opportunity to object.

It is, this 13th day of October 2011, hereby

ORDERED that pursuant to Fed. R. Civ. P. 4(f)(3), Plaintiffs' [6] Motion for Service by

Case 1:11-cv-00235-CKK Document 7 Filed 10/13/11 Page 2 of 2

Publication or Alternative Means is GRANTED IN PART. Plaintiffs are authorized to complete

service upon the Defendant in his personal capacity by December 27, 2011 by publishing in two

Sri Lankan newspapers with the largest national circulation three times per week on a staggered

schedule to cover six days each week for a period of four weeks and by posting the full

summons and complaint on the main page of the TamilNet website. Plaintiffs shall file proof of

service upon Defendant by publication by December 27, 2011. Plaintiffs' motion is DENIED to

the extent it seeks to serve Defendant in his official capacity through means other than as

required by Fed. R. Civ. P. 4(j)(1) and 28 U.S.C. § 1608(a).

SO ORDERED.

/s/

COLLEEN KOLLAR-KOTELLY UNITED STATES DISTRICT JUDGE