

COPY

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

E-filing

for the

Northern District of California

DIRECTV, INC., a California corporation,

Plaintiff

v.

Anh Thu Xuan Pham, et al,

Defendant

ADR

Civil Action No.

CV 10- 4142 PVT

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) ANH THU XUAN PHAM, Individually, and as officer,director, shareholder, and/or principal of ANH THU RESTAURANT, INC., d/b/a ANH THU RESTAURANT 1892 Shilling Court San Jose, CA 95132 Our File No. DTVZ10-5CA-N01

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: LONSTEIN LAW OFFICE, P.C. 1 Terrace Hill, P.O. Box 351 Ellenville, New York 12428 Tel. (845) 647-8500

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: SEP 15 2010

Tiffany Salinas-Harwell Signature of Clerk or Deputy Clerk

UNITED STATES DISTRICT COURT

District of _____

PROOF OF SERVICE

Civil Action No. 5:10 CV - 4142 PVT

DirectTV

Plaintiff,

-against-

Anh Thu Xuan Pham

Defendant(s).

County of Santa Clara
(County)

State of CALIFORNIA
(State)

I, KEIS VORSATZ, being duly sworn deposes and says:
(Name)

Deponent is not a party herein, is over 18 years of age and resides in the State of
CALIFORNIA.
(State)

On 10/14/10 at 10:20 am/pm at: 1892 SHILLING CT.
(Date) (Time) (Address)
San Jose, CA 95132
(Address)

Deponent served the Summons, Complaint, Corporate Disclosure Statement

bearing

(List any additional documents served)

5:10 CV - 4142 PVT

(Civil Action Number)

Upon the following Individual [] Corporation (check the appropriate entity) :

ANH THU XUAN PHAM, INDIVIDUALLY

(List Defendant Name as listed on Summons)

by delivering a true copy of each to said recipient PERSONALLY; deponent knew the person to be the person described as said person herein.

[] by delivering a true copy of each to a person of SUITABLE AGE and DISCRETION at

defendants dwelling located at same as above
upon ANH THU XUAN PHAM
(Name of person served upon)

[] and mailing a copy of same, via U.S. Postal Service, to the Defendant named herein at the address listed above.

[X] by delivering a true copy of each to a person of **SUITABLE AGE and DISCRETION** at defendants place of business located at: 1892 SHILING CT. SAN JOSE, CA
upon ANH THU XUAN PHAM 95132
(Name of person served upon)

[] and mailing a copy of same, via U.S. Postal Service, to the Defendant named herein at the address listed above.

DESCRIPTION: A description of the Defendant or suitable age person served/spoken to on behalf of the Defendant is as follows:

Sex: [] Male [X] Female
Hair Color: BLACK / GRAY
Age (approximate): 55
Height (approximate): 5'2
Weight: (approximate): 125

MILITARY SERVICE: [] Yes [X] No

Deponent asked the person spoken to, whether the recipient/defendant is presently in military service of the United States Government or on active duty in the military service in the State of

CALIFORNIA
(State)

Date: 10/18/10
w

K. Vorsatz
Signature
Name: Kris Vorsatz (Print name)

Sworn to before me on this 18th day of October 2010 by Kris Vorsatz
who proved to me on basis of satisfactory evidence.
Bianka Elshapour
Signature

Bianka Elshapour (Print name)
Notary Public, State of California
No. 1904375
Commission Expires on Oct. 15, 2014

