

AO 441 (Rev. 5/85) Third Party Summons in a Civil Action

United States District Court

NORTHERN DISTRICT OF CALIFORNIA

PLAINTIFF
INTERNET ARCHIVE

**THIRD PARTY SUMMONS IN A
CIVIL ACTION**

V. DEFENDANT AND THIRD PARTY PLAINTIFF

SUZANNE SHELL

CASE NUMBER: C 06 0397.JSW

V. THIRD PARTY DEFENDANT

BREWSTER KAHLÉ
RICK PRELINGER
KATHLEEN BURCH

TO: (Name and address of defendant)

BREWSTER KAHLÉ, 513 B SIMONDS LOOP,
SAN FRANCISCO, CA 94129

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

PLAINTIFF'S ATTORNEY, (name and address)

Perkins Coie, LLP
180 Townsend St. Third Floor
San Francisco, CA 94107

DEFENDANTS AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)

SUZANNE SHELL
14053 EASTONVILLE RD
ELBERT, CO 80106

an answer to the third-party complaint which is herewith served upon you, within 20 days after service of this summons upon you exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

RICHARD W. WIEKING

4-17-06

CLERK

DATE

HILLARY JACKSON

(BY) DEPUTY CLERK

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RICK PRELINGER
KATHLEEN BURCH

TO: (Name and address of defendant)

KATHLEEN BURCH, 116 Sheridan Avenue, The Presidio of San Francisco
Internet Archive San Francisco, CA 94129

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PLAINTIFF'S ATTORNEY, (name and address)

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San Francisco, CA 94107

DEFENDANTS AND THIRD-PARTY PLAINTIFF'S ATTORNEY
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an answer to the third-party complaint which is herewith served upon you, within 20 days after service of this summons upon you exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

RICHARD W. WIEKING

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RICK PRELINGER
KATHLEEN BURCH

TO: (Name and address of defendant)

RICK PRELINGER 301 8th ST., Room 215
SAN FRANCISCO, CA

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PLAINTIFF'S ATTORNEY, (name and address)

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180 Townsend St. Third Floor
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an answer to the third-party complaint which is herewith served upon you, within 20 days after service of this summons upon you exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, unless (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

RICHARD W. WIEKING

CLERK


HILARY JACKSON

DATE

4-17-06

(BY) DEPUTY CLERK