

# United States District Court

DISTRICT OF \_\_\_\_\_

Lauri A. Osborne, Individually and  
On Behalf of All Others Similarly Situated  
Plaintiff

**SUMMONS IN A CIVIL ACTION**

v.

CASE NUMBER:

**307CV00469**

Menu Foods, Inc.  
Osborne v. Menu Foods Inc

Defendant

**RNC**<sup>3</sup>

TO: (Name and Address of Defendant)

Menu Foods, Inc.  
8 Falconer Drive  
Streetsville, ON  
Canada L5N 1B1

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

PLAINTIFF'S ATTORNEY (name and address)

Bruce E. Newman  
Newman, Creed & Associates  
99 North Street, Rte. 6  
P.O. Box 575  
Bristol, CT 06010-0575

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exciusiv: of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

RECEIVED  
MAY 03 2007  
REGISTERED

**KEVIN E. DOWE**

CLERK

*Mark J. J...*

DATE

BY-DEPUTY CLERK

AO 440 (Rev. 1/90) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE
NAME OF SERVER (PRINT) JOSEPH PASSANESI	TITLE STATE MARSHAL

Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served: BY MAIL NEW JERSEY & CANADA
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_
- Other (specify): SEE ATTACHED AFFIDAVIT OF SERVICE

**STATEMENT OF SERVICE FEES**

TRAVEL <u>3.25</u>	SERVICES <u>114.91</u>	TOTAL <u>118.16</u>
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on April 30, 2007 [Signature]  
Date Signature of Server

Box 676 Old Saybrook Ct. 06475  
Address of Server

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

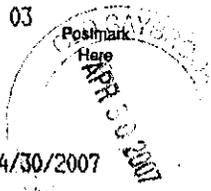
7005 3110 0004 2484 7503

U.S. Postal Service™  
**CERTIFIED MAIL™ RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$ 1.11	0475
Certified Fee	\$ 2.40	03
Return Receipt Fee (Endorsement Required)	\$ 1.85	
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
<b>Total Postage &amp; Fees</b>	<b>\$ 5.36</b>	04/30/2007



Sent To: *The Secretary*  
**MENU FOODS INC.**  
 Street, Apt. No.,  
 or PO Box No. *1930 GRIZZARD MCGANN LANE*  
 City, State, ZIP+4  
**PENNSAUKEN N.J. 08110**

PS Form 3800, June 2002 See Reverse for Instructions

Registered No. \_\_\_\_\_ Date Stamp \_\_\_\_\_

Reg. Fee	\$7.90	0475
Handling Charge	\$0.00	03
Postage	\$1.40	04/30/07
Return Receipt	\$1.85	
Restricted Delivery	\$0.00	

Received by: *[Signature]*

Customer Must Declare Full Value \$ *0.00*

With Postal Insurance  
 Without Postal Insurance

Domestic Insurance up to \$25,000 is included in the fee. International Indemnity is limited. (See Reverse).

**FROM**

*0475*  
**JOSEPH PASSANYESI**  
**BOX 276**  
**OLDSAY CONNECTICUT 06473**

**TO**

*The Secretary*  
**MENU FOODS LIMITED**  
**FALCONER DRIVE**  
**STURTSVILLE CONNECTICUT 06473**

PS Form 3806, Receipt for Registered Mail Copy 1 - Customer  
 May 2004 (7530-02-000-9051) (See Information on Reverse)  
 For domestic delivery information, visit our website at [www.usps.com](http://www.usps.com)

STATE OF CONNECTICUT >

SS: OLD SAYBROOK APRIL 30, 2007

COUNTY OF MIDDLESEX >

Then and by virtue hereof the original SUMMONS, I made due and legal service upon the within named defendant, MENU FOODS INCORPORATED, in accordance with cgs, 33-929, by depositing in the Post Office via certified mail, postage paid, return receipt requested, a true and attested copy of the within original WRIT, SUMMONS COMPLAINT, addressed to THE SECRETARY, MENU FOODS INCORPORATED, 1930 GRIFFITH MOGAN LANE PENNSAUK, NEW JERSEY, 08110,

Certified Receipt No. 7005 3110 0004 2484 7503

and on the <sup>th</sup> day of , 2007, I received the certified receipt No. 7005 3110 0004 2484 750. hereto annexed.

**SUPPLEMENTAL RETURN WILL FOLLOW**

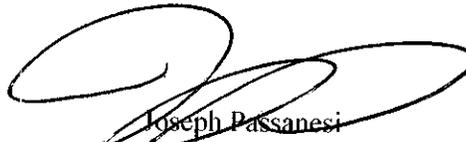
And afterwards on the 30<sup>th</sup> day of April 2007, and by virtue hereof, I made due and legal service upon the within named defendant, MENU FOODS LIMITED, in accordance with the HAGUE ACT, by depositing in the Post Office via certified mail, postage paid, return receipt requested, a true and attested copy of the within original WRIT, SUMMONS COMPLAINT, addressed to THE SECRETARY, MENU FOODS LIMITED, 8 FALCONER DRIVE STREETSVILLE CANADA L5N1B1 REGISTERED LETTER, NO., RR897080964US.,

and on the <sup>th</sup> day of , 2007, I received the registered receipt No. RR897080964US. hereto annexed.

**SUPPLEMENTAL RETURN WILL FOLLOW**

Fees:	
Pages:	36.00
Service:	60.00
Endorse:	2.40
Mileage:	3.25
Postage:	16.51
TOTAL:	118.16

ATTEST:



Joseph Passanesi  
State Marshal/Middlesex County

Osborne v. Menu Foods Inc

AO 440 (Rev. 8/01) Summons in a Civil Action

CASE NUMBER 307CV00469 RNC

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup> <b>CLASS ACTION</b>	DATE April 23, 2007
NAME OF SERVER (PRINT) Lincoln Parker	TITLE Process Server

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served: Menu Foods Inc, 8 Falconer Drive, Streetsville, Ontario - Canada by leaving with Lorna North, Receptionist and person authorized to accept service

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify):

**STATEMENT OF SERVICE FEES**

TRAVEL XXXXXX	SERVICES XXXXXX	TOTAL \$0.00
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

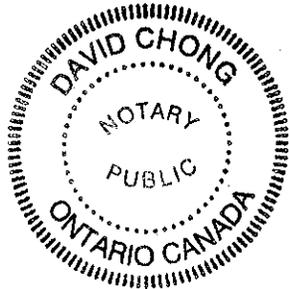
Executed on April 30/07  
Date

Lincoln Parker  
Signature of Server

DC

Address of Server

**SELECT DOCUMENT SERVICES INC.**  
150 Consumers Road, # 407  
Toronto, Ontario, Canada  
M2J 1P9



(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.