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AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

Waiver of Service of Summons

:O		Thomas M. Em	aght
_	(NAME OF PLAIR	NU RO YEMROTTA E PAITO	Represented Plaintiff)
I,	Chisax Corp. d/b/a Chicago W	hite Sox; Chicago	White, acknowledge receipt of your request
that I	waive service of summons in the ac	Wilkes v. Chicago W	Chisox Corp d/b/a Chicago White Sox, White Sox F td and CWS Maintenance (CAPTION OF ACTION)
which		07 C 0249	in the United States District Court
for the	e Northern District of Illinois.		
I by wh	have also received a copy of the co	omplaint in the action to you without cost to	on, two copies of this instrument, and a means to me.
by go	I agree to save the cost of service of it requiring that I (or the entity on her provided by Rule 4.	f a summons and an whose behalf I am	additional copy of the complaint in this lawsuit acting) be served with judicial process in the
jurisd	I (or the entity on whose behalf I am liction or venue of the court except e summons.	acting) will retain al for objections based	Il defenses or objections to the lawsuit or to the lon a defect in the summons or in the service
1	I understand that a judgment may b	e entered against me	c (or the party on whose behalf I am acting) if
an an	nswer or motion under Rule 12 is no	nt served upon you v	within 60 days after 02/01/07 (DATE REQUEST WAS BENT)
or w	ithin 90 days after that date if the re	equest was sent outs	ride the United States.
M:	arch 1, 2007	1	
	(DATE)	I Con	(BRUTANDIE)
	Printed/Typed Name:	James 11. Con	very
As	Counsel for	of CWS M	aintenance Company
	(TITLE)		(Corporate Defendant)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Progedure requires certain parties to geoperate in saving unaccessary quests of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unites good onuse be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party baliaves that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summents retains all defenses and objectimes (except any relating to the summents or to the service of the summents, and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's atterney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the source. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been sensily served when the request for waiver of service was received.

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Case 1:07-cv-00249

Document 10

Filed 03/09/2007

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AG 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

Waiver of Service of Summons

TO:	Thomas M. Enright						
	(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIPF)						
ļ,		icago White Sox; Chicag	o White, acknowledg	ge receipt of your request			
that I	waive service of summons	wilkes v in the action of Chicago	Chisox Corp d/b/a White Sox Ltd and C	Chicago White Sox,			
which	is case number	07 C 0249 (DOCKET NUMBER)	in the Unit	ted States District Court			
for the	Northern District of Illin	ois.					
		of the complaint in the acti waiver to you without cost		instrument, and a means			
by no	agree to save the cost of a trequiring that I (or the error provided by Rule 4.	scrvice of a summons and an nuity on whose behalf I am	additional copy of the acting) be served wit	complaint in this lawsuit h judicial process in the			
jurisd		half I am acting) will retain a texcept for objections base					
I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if							
an an	swer or motion under Rule	12 is not served upon you	within 60 days after	02/01/07 (DATE REQUEST WAS SENT)			
or wi	thin 90 days after that date	e if the request was sent out	side the United States				
<u>M</u> a	(DATE)		(SIGNATURE)				
	Printed/Typed Nan	ne: James J. Con	very				
As	Counsel for	of Chi	Sox Corp.	· ·			
	(TITLE)		(CORPORATE DEF	ENDANT)			

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires cortain parties to cooperate in saving unnecessary costs of service of the summents and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive corvice of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place of in a court that lacks jurisdiction over the subject matter of the action or over its person of proporty. A party who waives service of the summons or to the service of the summons or to the service of the summons to take jurisdiction of the court or to the place where the action has been brought.

A defendant who welves service must within the time specified on the waiver form serve on the plaintiff's atterney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to unswer than if the summons had been actually served when the request for waiver of service was received.

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AO 399 (Ray, 05/00)

UNITED STATES DISTRICT COURT

CWS PURCHASING

NORTHERN DISTRICT OF ILLINOIS

Waiver of Service of Summons

TO:		<u>Thomas M. E</u>	nright	
	MAM	E OF PLAINTIFF'S ATTORNEY OR	UNREPRESENTED PLAINTIFF)	
	I, Chisox Corp. d/b/a Chic	cago White Sox; Chicag	go White , acknowledg	e receipt of your request
that	I waive service of summons	Wilkes win the action of Chicago	Chisox Corp d/b/a (White Sox I td and (CAPTION OF ACT	Chicago White Sox, WS Maintenance
whi	ch is case number	07 С 0249 фоскат мимеев)	in the Unit	ed States District Court
for 1	the Northern District of Illino	ois,		
by v	I have also received a copy which I can return the signed	of the complaint in the act waiver to you without cos	tion, two copies of this at to me.	instrument, and a means
mar by r	I agree to save the cost of so not requiring that I (or the so mer provided by Rule 4.	ervice of a summons and a uity on whose behalf I an	n additional copy of the n acting) be served wit	complaint in this lawsuit h judicial process in the
	I (or the entity on whose beh sdiction or venue of the court he summons.	alf I am acting) will retain except for objections base	all defenses or objectioned on a defect in the su	ns to the lawsuit or to the mmons or in the service
	I understand that a judgmen	it may be entered against i	me (or the perty on who	ose behalf I am acting) if
an i	enswer or motion under Rule	12 is not served upon you	within 60 days after	02/01/07 (DATE REQUEST WAS SENT)
OF 1	within 90 days after that date	if the request was sent of	tside the United States	•
	March 5, 2007		(SIGNATURE)	
	(DATE) Printed/Typed Nam	e: James J	Convery	
		· · · · · · · · · · · · · · · · · · ·	acc White Cov	T+d
As	counsel for	wf Chic	ago White Sox, (componate Def	

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary scata of service of the summons and complaint. A defendant located in the United States who, after beingnotified of an action and asked by a plaintiff located in the United States to waive service of summens, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to eign and return the waiver.

It is not good cause for a failure to waive service that a party balleves that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objectime (except any relating to the summent or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's atterney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been settlelly served when the request for waiter of service was received.