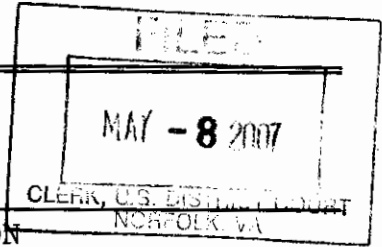


AO 4-10 (Rev. 201) Summons in a Civil Action



UNITED STATES DISTRICT COURT

EASTERN

District of VIRGINIA

NORFOLK DIVISION

LYCOS, INC.,

Plaintiff,

SUMMONS IN A CIVIL CASE

v.

TIVO, INC.,
NETFLIX, INC., and
BLOCKBUSTER, INC.

CASE NUMBER: 2:07cv03

J. Kille

Defendants

TO: (Name and address of Defendant)

NETFLIX, INC.
100 Winchester Circle
Los Gatos, California 95032

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Lycos, Inc. v. Tivo, Inc.

Joel M. Freed, Esq.
McDermott, Will & Emery LLP
600 13th Street, N.W.
Washington, D.C. 20005
202-756-8000

Doc. 38 Att. 9

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive 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. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

FERNANDO GALINDO - ACTING CLERK OF COURT

01-10-07

CLERK

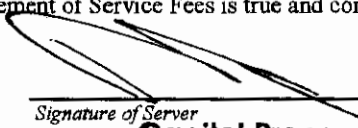
DATE

(By) DEPUTY CLERK

Kimberly Everton

6

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

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾ *	DATE 04-30-07 at 1:19 p.m.	
NAME OF SERVER (PRINT) Michael R. Reeder	TITLE Private Process Server	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> 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: _____		
<input type="checkbox"/> Returned unexecuted: _____ _____		
<input checked="" type="checkbox"/> Other (specify): By serving Teresa Westerman, authorized to accept on behalf of James C. Brincefield, Jr., Registered Agent. Service was completed at 526 King Street, Alexandria, Virginia 22314.		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
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 <u>05-02-07</u> <small>Date</small>	 <small>Signature of Server</small>	
	Capitol Process Services, Inc. 1827 18th Street, NW Washington, DC 20009 (202) 667-0050	
	_____ <small>Address of Server</small>	
<p>* Notice, Order, Civil Cover Sheet and Exhibits 1-2</p>		

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

BRINCEFIELD HARTNETT, P.C.

— A client-centered law practice



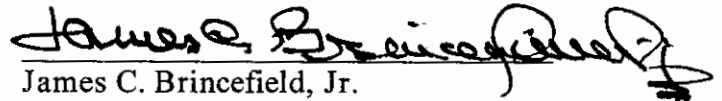
JAMES C. BRINCEFIELD, JR.+▲ JOHN R. HARTNETT+▲▼▪ ARTHUR G. KAHN▲▼ MICHAEL W. TOMPKINS+▲▼
MINTURN WRIGHT▲▼ JASON P. GEORGE+ ROY R. SHANNON, JR.+ DAVID C. ROEHRENBECK+
ROBERT S. POPE+ BRAD D. STEELE+ MICHAEL A. COOGEN, JR.+▲▼ BRIAN A. BLOCK+•
RONALD A. KARP▲▼• AND JEFFREY A. WIGODSKY▲▼• OF THE KARP FROSH LAW FIRM
Admitted Only In: +VIRGINIA ▲D.C. ▼MARYLAND ▼CALIFORNIA ♦INDIANA •OF COUNSEL •ON SABBATICAL

August 16, 2006

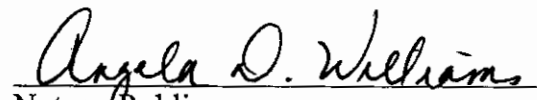
COMMONWEALTH OF VIRGINIA:
CITY OF ALEXANDRIA:

I, James C. Brincefield, Jr., registered agent for multiple corporations and other legal entities in the Commonwealth of Virginia, hereby authorize the following persons to receive service of process on behalf of any corporation, partnership, or other legal entity, including natural persons, for whom I am designated as Registered Agent:

- Arlene L. Clark
- Angela D. Williams
- Nina Beth Roberts
- Teresa M. Westerman
- Karen Shorter


James C. Brincefield, Jr.
Registered Agent

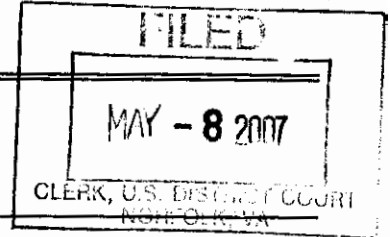
Subscribed and sworn to before me, Angela D. Williams, a Notary Public in and for the Commonwealth of Virginia, this 17 day of August, 2006.


Notary Public

My Commission expires: July 31, 2010

T:\Data\Clients\RegAgent\ServiceLtr1.doc

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



UNITED STATES DISTRICT COURT

EASTERN

District of VIRGINIA

LYCOS, INC.,

NORFOLK DIVISION

Plaintiff,

SUMMONS IN A CIVIL CASE

V.

TIVO, INC.,
NETFLIX, INC., and
BLOCKBUSTER, INC.

CASE NUMBER: 2:07CV03

Defendants

TO: (Name and address of Defendant)

BLOCKBUSTER, INC.
1201 Elm Street
Dallas, Texas 75270

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Joel M. Freed, Esq.
McDermott, Will & Emery LLP
600 13th Street, N.W.
Washington, D.C. 20005
202-756-8000

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive 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. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

FERNANDO GALINDO - ACTING CLERK OF COURT

01-10-07

~~CLERK~~ _____ DATE

(By) DEPUTY CLERK

Kimberly Everton

**CERTIFICATE
OF
CORPORATION SERVICE COMPANY**

THIS CERTIFICATE MADE pursuant to Subsection 2(b) of Section 13.1-634, Subsection 2(b) of Section 13.1-763, Subsection 2(b) of Section 13.1-1015 and Section 50-73.4 of the Virginia Code.

CORPORATION SERVICE COMPANY, a corporation authorized to do business in the Commonwealth of Virginia, does hereby certify that:

1. It is incorporated under the Laws of the State of Delaware and was authorized to do business in Virginia on June 1, 2001.
2. (a) It maintains a business office in the Commonwealth of Virginia at 11 South 12th Street, P.O. Box 1463, Richmond, Virginia, 23219.

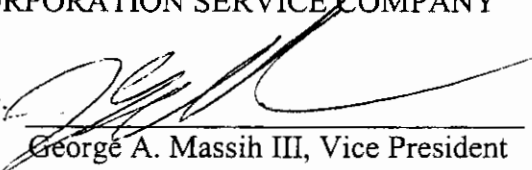
 (b) Service of process may be made at such business office in the City of Richmond upon corporations, limited liability companies, partnerships, trusts and other entities, associations and persons which have designated it as agent for service of process.

 (c) The names of the individuals authorized to receive process served upon Corporation Service Company as the agent for service of process of any corporations, limited liability companies, partnerships, trust and other entities, associations and persons which have designated it as such agent are:

Beverly L. Crump	Rene Nordquist	Meda Sterrett
Heather Daniels	Nicole T. McCallum	Janet Torrance
Linda B. Liles	Kate Nordquist	Amy Tarker

WHEREFORE, Corporation Service Company has caused its corporate name to be hereunto subscribed this day of March 2007.

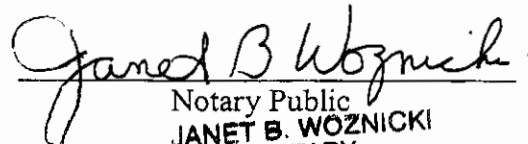
CORPORATION SERVICE COMPANY

BY: 
George A. Massih III, Vice President

STATE OF DELAWARE
COUNTY OF NEW CASTLE

The foregoing instrument was acknowledged before me this ^{5TH} day of March 2007, by George A. Massih III.

My Commission Expires: 8-5-2008


Notary Public
JANET B. WOZNICKI
NOTARY
TERM 4 YEARS
EXPIRES 2008
STATE OF DELAWARE

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

FILED
MAY - 8 2007
CLERK, U.S. DISTRICT COURT
NORFOLK, VA

UNITED STATES DISTRICT COURT

EASTERN

District of VIRGINIA

LYCOS, INC.,

NORFOLK DIVISION

Plaintiff,

SUMMONS IN A CIVIL CASE

v.

TIVO, INC.,
NETFLIX, INC., and
BLOCKBUSTER, INC.

CASE NUMBER: 2:07cv03

Defendants

TO: (Name and address of Defendant)

TIVO, INC.
2160 Gold Street
P.O. Box 2160
Alviso, California 95002

RECEIVED
JAN 16 2007
McDermott, Will & Emery LLP
DC Office

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Joel M. Freed, Esq.
McDermott, Will & Emery LLP
600 13th Street, N.W.
Washington, D.C. 20005
202-756-8000

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive 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. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

FERNANDO GALINDO - ACTING CLERK OF COURT

01-10-07

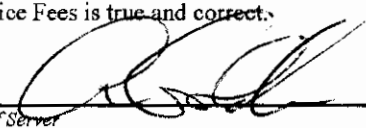
~~CLERK~~

DATE

(By) DEPUTY CLERK

Kimberly Everton

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

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	4/30/2007 @ 1:15 pm
NAME OF SERVER (PRINT) ADAM GOLDEN	TITLE	Private Process Server
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> 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: _____		
<input type="checkbox"/> Returned unexecuted: _____ _____		
<input checked="" type="checkbox"/> Other (specify) <u>BY SERVING SCOTT LASCALA, AGENT, AUTHORIZED TO ACCEPT. SERVICE WAS COMPLETED AT CORPORATION TRUST COMPANY, 1209 ORANGE STREET, WILMINGTON, DE 19801.</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
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	4/30/07 <small>Date</small>	 <small>Signature of Server</small>
		Capitol Process Services, Inc. 1827 18th Street, NW Washington, DC 20009 <hr/> <small>Address of Server</small>
* Summons, Notice, Procedure for Civil Motions, Civil Cover Sheet, Complaint for Patent Infringement and Demand for Jury Trial with Exhibits		

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